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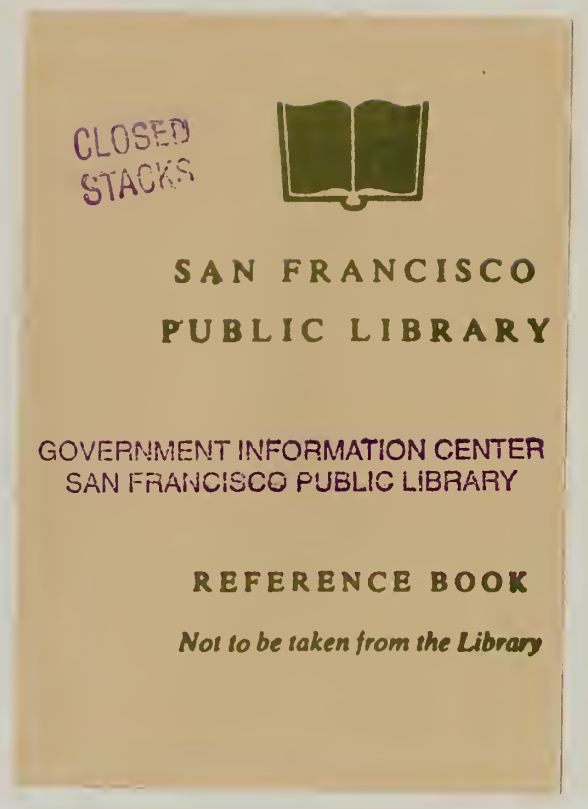

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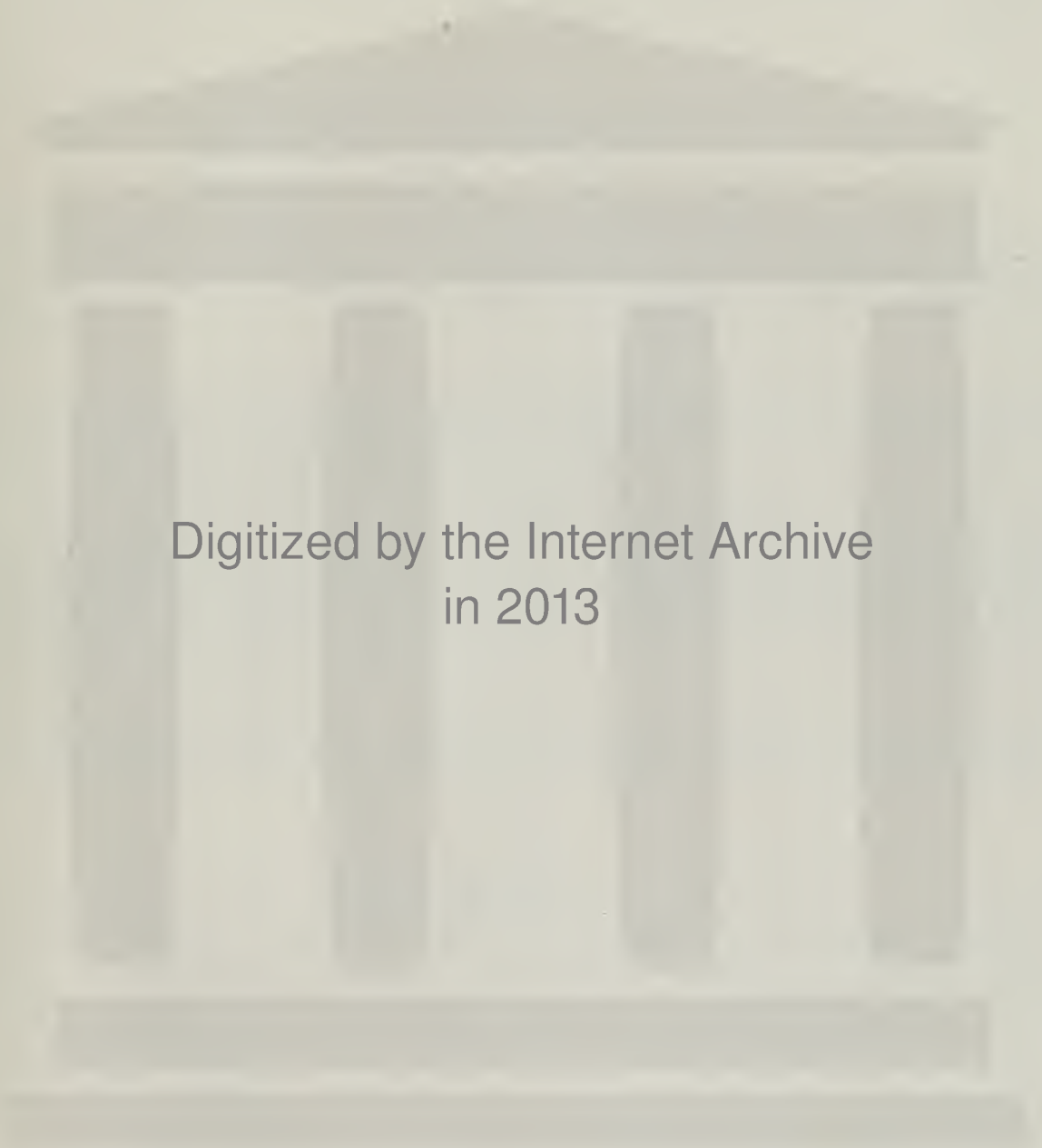
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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, JANUARY 2, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, January 2, 1980 in Room 282 of City Hall.

Present were: President Douglas Engmann
Vice President Richard Guggenhime
Commissioner Agripino Cerbatos
Commissioner Jo Daly

Also present were Alice Barkley of the City Attorney's office, Inspector Stanley Spears of the Department of Public Works, Sidney Shaw of City Planning Department, Captain Mahoney of the Fire Department, and Doris Levine, the board's official hearing reporter.

Upon motion of Commissioner Guggenhime unanimously carried, the permit holder's request was granted for rehearing of Appeal No. 8748, with the date to be established after contact has been made with interested persons.

Regarding Superior Court action filed for Writ of Mandamus by the Redevelopment Agency in Appeals 8683 and 8685, the board discussed this matter with Alice Barkley of the City Attorney's staff. President Engmann announced that the board will take no action at this time, pending further communication between the City Attorney and the Real Parties at Interest.

Protest appeal No. 8775 has been withdrawn in writing and dropped from calendar. Appeal No. V-8745 has been continued to January 16 at the request of the appellant.

APPEAL NO. 8772

E. M. Griffith, Appl. vs. S.F. Dept. of Public Works, Resp. (Fire Dept. Disapproval) Denying appellant 12/20/79 permit to alter a building at 443-445 Jackson Street.

Inspector Stanley Spears read the letter from the Department of Public Works, Captain Mahoney appeared for the Fire Department, and the appellant spoke. After considering all matters under appeal, the board unanimously overruled with the following stipulations: (1) Egress door on second floor of subject building to be provided with panic hardware; (2) Second floor means of egress to be marked with exit signs; (3) Smoke alarm system of adjacent building at 435 Jackson Street to be connected to system in the subject building at 443-445 Jackson so that tenants in subject building will be alerted.

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APPEAL NO. 8776

David C. Hale, Appl. vs. S.F. Dept. of Public Works, Resp. (S.F. Fire Dept. Disapp.)
Denying appellant 12/27/79 permit to alter a building at 2111 Franklin Street.

Inspector Stanley Spears outlined this appeal, and Captain Mahoney spoke for the Fire Department. The appellant appeared in his own behalf. After discussion of all items appealed, the board unanimously overruled regarding fire escape and spiral stairs, with the stipulation that handrail be provided down stairway and on outer perimeter of winders. The board concurred unanimously in the departments' position regarding provision of wet standpipe.

Appeal No. V-8734 was on calendar for rehearing. Sidney Shaw appeared for the Zoning Administrator, the appellant and his attorney Charles Stuhr spoke, and Albert McCary opposed this variance. With Commissioners Engmann and Cerbatos voting to uphold this denial, the appeal lacked the necessary four overrule votes and was therefore denied.

APPEAL NO. 8765

Essie Evans, James L. Dunning & Wilkin Estates, Appls. vs. S.F. Dept. of Public Works City Planning Dept. Disapproval
Denying appellants 12/11/79 permit to alter a building at 2946-2950½ California.

Sidney Shaw presented the case for City Planning Department, Inspector Stanley Spears spoke regarding Department of Public Works requirements, and T. W. Washington appeared for the appellants. The board continued this matter to the next meeting on January 16, 1980 to give the appellant time to gather more information regarding the existence of the ground floor dwelling unit.

APPEAL NO. 8766

Stephen Allen Roake, Appl. vs. S.F. Zoning Administrator, Resp.
Appealing determination of the Zoning Administrator dated 12/10/79 regarding property at 345 Church Street.

Sidney Shaw spoke for the Zoning Administrator, and the appellant appeared. After hearing all arguments the board voted unanimously to overrule.

APPEAL NO. 8771

Manuel Correia, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Dept. Disapp.)
Denying appellant 12/13/79 permit to alter a building at 7253 Geary Boulevard.

Sidney Shaw spoke regarding Planning Code requirements, Inspector Spears gave information, general contractor Manuel Correia and Mr. Markol, owner of the building, testified, and adjacent prope;rty owner Charles Crawford expressed concern. This

appeal was continued to January 16 for further information regarding demolition of garage and other questions.

Appeal No. 8663 was scheduled for further hearing at the first meeting in January, 1980. Appellant-protestant Max. E. Benson was present, but the permit holder did not appear. The board continued this case to January 16, at which time they will make a ruling.

APPEAL NO. 8769

Clyde Kennedy, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 12/5/79 to Kristant & Russonielgo, permit to alter a building at 2850-2854 Jackson Street.

The permit holder, Mr. Kristant, appeared and stated that the appellant-protestant, after obtaining further information, had dropped the protest and would not appear. Accordingly, the board voted unanimously to concur in the granting of this permit.

APPEAL NO. 8770

Marjorie Richards, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 12/10/79 to Mr. and Mrs. C. W. Moehring, permit to alter a building at 720 Pacheco Street.

The appellant-protestant gave her grounds for the protest, and permit holders Mr. and Mrs. C. W. Moehring testified. The board scheduled a site inspection for Tuesday, January 8, 1980 at 4:30 p.m. and will hold further hearing in this appeal at the next meeting on January 16.

APPEAL NO. 8773

John Hanley, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 12/20/79 permit to alter a building at 250 - 21st Avenue.

Inspector Stanley Spears spoke, and the appellant appeared. After hearing the facts, the board voted unanimously to overrule.

There being no further business, the meeting was adjourned at 8:25 p.m.

Douglas J. Engmann, President

Philip J. Siggins, Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, JANUARY 16, 1980

Minutes

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, January 16, 1980 in Room 282 of City Hall.

Present were: Commissioner Douglas J. Engmann
Commissioner Richard J. Guggenhime
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson

Also present were Inspectors Raymond McDonnell and M. Choy of the Department of Public Works, Daniel Sullivan and Nancy Gin of City Planning Department, Burk Delventhal of the City Attorney's office, Officers Zube and Hessian of the Police Department, and Lieutenant O'Brien of the Fire Department.

The first order of business was election of new board officers for 1980. For president, Commissioner Guggenhime was nominated by Commissioner Cerbatos, the nomination seconded by Commissioner Jackson, and Commissioner Richard J. Guggenhime was elected president by unanimous vote. For vice president, Commissioner Douglas Engmann was nominated by Commissioner Cerbatos; with a second from Commissioner Jackson the motion was unanimously carried and Commissioner Douglas J. Engmann was elected vice president.

Letter from John W. Heinemann dated December 31, 1979 was before the board, seeking to file an appeal beyond the ten days regarding property at 3160 Lyon Street. After hearing from Carlos Bea opposing the appeal and Daniel Sullivan of City Planning Department, a decision on this matter was postponed to the next meeting for evidence as to the date that City Planning Department's notice was received by Mr. Heinemann.

Appeals 8682, 8689, 8692, 8703, 8707 and 8724 were on calendar for rehearing. Burk Delventhal of the City Attorney's staff reported that because of the complexity of this question involving Recreational Equipment Vendor permits, an opinion was not yet ready. The board therefore continued these appeals to the next regular meeting on January 30, 1980.

APPEAL NO. 8777

William Haller dab HDO Productions, Inc., Appl. vs. S.F. Dept. of Public Works, Resp. S.F. Fire Dept. disapproval

Denying appellant 12/27/79 permit to erect tent/canopy at Hilton Hotel.

Lieutenant O'Brien spoke for the Fire Department, and the appellant appeared. After consideration of all circumstances, the board voted unanimously to overrule,

with the following stipulations: (1) Full time off-duty fireman paid by appellant to be present at all hours that tent is open; (2) No gas cooking or open flame to be permitted; (3) Two exits to be provided; (4) Portable fire extinguishers to be provided; (5) Tent to be inspected daily; (6) Flammability test to be performed; (7) Smoking not to be permitted in tent; (8) Heating to be either steam heat or electrical radiant heat; (9) Full structural standards for temporary structure to be met; flooring to be of 3/4-inch fire treated and fire retardant oak; (10) All electrical work installed under floor to be in conduit; (11) All work to be inspected by Fire Department, Bureau of Building Inspection, and electrical inspector; (12) Number of days between construction and total removal of tent from 18th floor of Hilton Hotel not to exceed twelve days. Termination date of February 22, 1980 is imposed.

APPEAL NO. 8763

Luby A. Pelletier, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 11/28/79 permit for Mechanical Amusement Devices at 174 Valencia.

Officers George Zube and Hessian spoke for the Police Department, attorney Matthew Coles represented the appellant, Kitty Stevens, Tony Bernadoni and Frank Barrett appeared in support of the appellant's proposal, and Mr. Groger opposed the permit. After hearing all testimony, the board unanimously overruled, with the following stipulations: (1) Establishment to close at midnight Sunday through Thursday, and at 2:00 a.m. on Friday and Saturday nights; (2) A condition that there be no alcoholic beverage licenses on the premises is attached to the permit; (3) Permit to be reviewed by Police Department six months after issuance.

Regarding Appeal No. 8768, by agreement of all persons present no hearing was held regarding the merits of the appeal. The board scheduled a site inspection for Tuesday, January 22, 1980 at 4:30 p.m. and continued this case to the next regular meeting on January 30.

Appeal No. 8663 was on the agenda for further hearing. The Executive Director announced that the appellant has stated his intention to abandon work authorized under this permit. Accordingly, the board voted unanimously to overrule the granting of the permit.

In further hearing of Appeal 8771, Daniel Sullivan spoke for City Planning Department, Inspector McDonnell participated in the discussion, and attorney James J. Reilly and Manuel Correia represented the owner of the subject building, who was also present together with witnesses Florence Chang and Mrs. Charles Crawford. With Commissioners Engmann and Cerbatos voting to concur, this appeal lacked the necessary four overrule votes and was therefore denied.

As the appellant's representative in Appeal 8765 had requested a continuance by letter and no one was present regarding this appeal, the board continued the case to January 30, 1980.

APPEAL NO. 8781

Edmund W. Quarry, Appl. vs. S.F. Dept. of Public Works, Resp. (S.F. Fire Dept. Disapp.)
Denying appellant 12/31/79 permit to alter a building at 1843-1849 Bush Street.

Lieutenant O'Brien spoke for the Fire Department, Inspector Raymond McDonnell appeared for the Department of Public Works, and the appellant and his architect Wayne Barcelone testified. After considering all circumstances, the board voted unanimously to overrule, making a stipulation that handrail be provided on outer perimeter of stairway.

Protest appeal No. 8770 was on calendar for further hearing. The site inspection was discussed with the appellant-protestant and C. W. Moehring, owner of the house. The board unanimously concurred in the granting of this permit, with the following stipulations: (1) Projecting balcony shown on plans to be omitted; (2) Roof of addition to be flat as shown on plans; (3) Siding to be of finished redwood.

APPEAL NO. 8762

Rosario F. Occhipinti, Appl. vs. S.F. Dept. of Public Works, Resp.
Appealing for refund of penalty paid 11/30/79 for building work at 380 Monterey Boulevard.

Inspector McDonnell read the letter from the Department of Public Works, and the appellant testified. The board voted unanimously to overrule.

Appeal 8755 was on calendar for rehearing today. Inspector M. Choy spoke for the Department of Public Works, and attorney F. Theodore Kitt and contractor Mr. Larsen represented the appellant, who was also present. After considering all facts, the board unanimously overruled with the following stipulations: (1) Soils engineer study to be submitted, acceptable to Department of Public Works; (2) Foundation plan to be redesigned to insure safety for the subject property and adjoining propertyes; plan to be approved by Department of Public Works; (3) Both these items to be included in a revision of the original plans under Application No. 448663; no new permit to be required.

APPEAL NO. V-8774

David Baker, Appl. vs. S.F. Zoning Administrator, Resp.
Denying appellant 12/12/79 a variance for property at 2020 Buchanan Street.

The appellant did not appear. After a review of the issues in the present appeal as well as the previous appeal No. 8616, the board unanimously concurred in this denial.

Regarding Appeal V-8745, the site inspection was discussed. Daniel Sullivan spoke for the Zoning Administrator, William Clark, Rupert Grimm, and John Bolles opposed the variance, and appellant James Ream appeared with his attorney Terence Hallinan. After weighing all testimony presented at both hearings, the board unanimously overruled the denial of this variance.

Appeal No. 8748 was on the agenda for rehearing. No one appeared for the protesting organization. Owner's representative Robert McCoy, who had not had an opportunity to testify at the original hearing, appeared in defense of the permit. In a three to one vote with Commissioner Engmann voting to overrule, the board concurred in the granting of this permit to construct a single family dwelling.

Appeal 8718 was also on calendar for rehearing. Nancy Gin presented the case for City Planning Department, and the appellant presented new evidence. Based on all evidence presented, the board unanimously overruled this denial.

APPEAL NO. 8778

United Federal Savings, Appl. vs. S.F. Dept. of Public Works (City Planning Disapp.) Denying appellant 12/27/79 permit to install a sign at 4130 - 18th Street.

Daniel Sullivan outlined this appeal, and Joseph Marcinzig appeared for the appellant firm. After learning the facts, the board voted unanimously to overrule with stipulation that the sign shall be removed at such time as the zoning is changed to RC-1.

APPEAL NO. 8780

Michael David Maier, Appl. vs. S.F. Dept. of Public Works, Resp. Denying appellant 12/28/79 electrical permit for 715 Harrison Street.

Inspector McDonnell discussed Electrical Code requirements, and the appellant spoke. The board voted unanimously to overrule this denial.

APPEAL NO. 8782

Eulalio Frausto, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapp.) Denying appellant 1/2/80 permit to alter a building at 74 Lakewood Avenue.

Nancy Gin presented the case for her department, and Inspector Raymond McDonnell spoke regarding Department of Public Works requirements. The appellant appeared in his own behalf. Regarding the City Planning Department issue of a second dwelling unit, the board voted three to one to concur in the department's position, with Commissioner Jackson voting to overrule. Concerning Item No. 6 on Report No. D18541 of the Department of Public Works (headroom on stairs), the board voted unanimously to overrule.

APPEAL NO. 8783

A. C. Eisenberger, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapp.) Denying appellant 1/4/80 permit to alter a building at 847 - 43rd Avenue.

Daniel Sullivan spoke for City Planning Department, and appellant Alan Eisenberger appeared. Agreeing that the proper procedure would be to seek a variance, the board concurred unanimously in the departments' position.

There being no further business, President Guggenhime announced adjournment at 11:00 p.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, JANUARY 30, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was called to order at 5:00 p.m. on Wednesday, January 30, 1980 in Room 282 of City Hall.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson

Also present were Officers George Zube and Charles Anderson of the Police Department, Inspector Raymond McDonnell of the Department of Public Works, Sidney Shaw and Nancy Gin of City Planning Department, Captain Jim Mahoney of the Fire Department, and Doris Levine, the board's official hearing reporter.

Before the board for further consideration was letter dated December 31, 1980 from John W. Heinemann regarding the property at 3160 Lyon Street. After further discussion, the board agreed to accept an appeal beyond the ten days.

Also before the board was communication dated January 30, 1980 from Executive Director Philip J. Siggins. The board accepted Mr. Siggins' resignation effective July 1, 1980.

Appeals 8682, 8689, 8692, 8703, 8707, and 8724 regarding permits for recreational equipment vendors have been continued to the next meeting on February 13, 1980, as the requested City Attorney opinion has not yet been prepared.

Appeal No. 8768 has also been continued to February 13 with agreement of all interested persons.

APPEAL NO. 8794

Carmen M. Kast, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 1/18/80 permit for Mechanical Amusement Devices at 3070 - 24th Street.

Officer Charles Anderson spoke for the Police Department, and the following persons appeared in opposition to the permit: James Keefer of Mission Planning Council, Ralph Payne of Mission Action Team, Robert Sanchez of the 24th Street Merchants Association, Don Ramaschadi of the East Mission Improvement Association, and William Churchward

of Mission Action Team. Inspector Raymond McDonnell and Officer George Zube participated in the discussion. The appellant appeared with Andrew Kast, Frank Domingus and Olivia Navarro who supported the granting of the permit. In a 2 to 2 vote with Commissioners Guggenhime and Engmann voting to concur, this appeal was denied.

APPEAL NO. 8793

Rosalind Hall, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 1/16/80 Peddler's Permit for 5th and Market Streets.

Officers Charles Anderson and George Zube spoke for the Police Department, and the appellant appeared on her own behalf. The board continued this appeal for further hearing at the next regular meeting on February 13, 1980.

APPEAL NO. 8796

Kurt W. Mueller, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 1/5/80 permit as Distributor of Advertising Matter.

Officer George Zube spoke for the Police Department, and the appellant testified. After considering all circumstances, the board unanimously overruled this denial.

In further hearing of Appeal No. 8765, Sidney Shaw spoke for City Planning Department, Inspector Raymond McDonnell supplied information, and T. M. Washington and Mr. King appeared for the appellants.

APPEAL NO. 8787

Thomas Mullikin, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 1/4/80 to Thom Gille, permit to alter building at 772 - 2nd Avenue.

The appellant gave his grounds for this protest, and permit holder Thom Gille spoke. The board continued this appeal for further hearing at the next regular meeting on February 13.

Announcement was made that letter had been received from the appellant's representative in Appeal No. 8789 requesting a continuance, and this matter was put over to the next meeting.

APPEAL NO. 8790

Delmar Clinton, Appl. vs. S.F. Dept. of Public Works, Resp. (S.F. Fire Dept. Disapp.)
Denying appellant 1/17/80 permit to alter a building at 886 Sutter Street.

Inspector Raymond McDonnell outlined this appeal, Captain Jim Mahoney spoke for the Fire Department, and George Neiderhofer appeared for the appellant. The board voted unanimously to concur in the departments' position.

Regarding Appeal 8792, a letter is on file from the appellant's attorney requesting a continuance to the next regularly scheduled meeting, and the board accordingly postponed this hearing to February 13, 1980.

APPEAL NO. 8785

Wes L. Dawe, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Commission)
Protesting issuance on 12/31/79 to Children's Hospital, permit to alter a building at 3700 California Street.

In accordance with Section 3.500 of the City Charter, Commissioner Engmann made a statement regarding possible conflict of interest in this case. The other three Commissioners voted unanimously that Commissioner Engmann should participate in this hearing and cast a vote. Speakers giving the grounds for this protest were Sue Hestor, Peter Persley, Patty Fong and Tom Moore of West Bay Health Service Agency, and Mr. Geagan of St. Joseph's Hospital. Appearing in defense of the permit were attorney Robert Laurey and J. Rock Tonkel, administrator of Children's Hospital. After hearing all arguments, the board voted 3 to 1 to concur in the granting of the permit, with Commissioner Engmann voting to overrule.

APPEAL NO. 8786

Richard Shapiro, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 1/4/80 to Pat Joy, permit to erect a structure at 442-444 Arkansas Street.

Appellant-protestant Richard Shapiro, Barry Hillary, and Nancy Rodger gave grounds for the protest, Inspector Raymond McDonnell made a report, and permit holder Pat Joy appeared in defense of the permit with his soils engineer Don Hillebrandt. The vote was 3 to 1 to concur in the granting of this permit, with Commissioner Engmann voting to overrule.

APPEAL NO. 8788

Argyle Tenants Association, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 1/4/80 to Gerald Dowd, permit to alter a building at 146 McAllister Street.

Attorney Steven Birnbaum presented the grounds for this protest, and introduced witnesses Ralph McMillen and Sam Schiller. Attorney Arthur Levy represented the permit holder. In a unanimous vote, the board overruled the granting of the permit.

APPEAL NO. 8784

Alfred Wastlhuber, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapp.)
Denying appellant 1/2/80 permit to alter a building at 21 Alta Street.

Sidney Shaw presented the case for City Planning Department, former tenant Gordon Ulman testified, and appellant Alfred Wastlhuber appeared with his witness David

Gentry. After hearing the facts, the board voted unanimously to overrule.

At the request of both the permit holder and the appellant-protestant, the board granted a continuance to the next meeting in protest appeal No. 8791.

APPEAL NO. 8795

Jack C. Holmes & Warnock A. Holmes, Appls. vs. S.F. Dept. of Public Works, Resp. Protesting issuance on 1/14/80 to Gerald Anselmo, permit to alter a building at 258 - 18th Avenue.

Appellant-protestant Jack Holmes gave his grounds for this protest, Inspector Raymond McDonnell participated in the discussion, and permit holder Gerald Anselmo and his witness Ray Reyes appeared in defense of the permit. The board continued this case for further hearing on February 13, 1980.

There being no further business to come before the Commission, President Guggenhime announced adjournment at 11:30 p.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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Minutes

MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, FEBRUARY 13, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, February 13, 1980 in Room 282 of City Hall.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson

Also present were Inspector Raymond McDonnell of the Department of Public Works, Officers George Zube and Ed Pasanovsky of the Police Department, and Daniel Sullivan of City Planning Department.

Appeals 8797 and 8805 have been continued to the next regular meeting at the request of the appellants and with the co-operation of the Department of Public Works.

In further hearing of Appeal No. 8793, the board received a report from Officer George Zube of the Police Department and heard testimony from the appellant. In a unanimous vote, the board overruled this denial, with stipulation that permit be granted for south side of Market Street near Fifth Street, Space M-5 on Map No. 4, downtown area, showing spaces allocated for selling. The Police Department waived their right to request a rehearing in this matter.

Further hearing was held in Appeal 8768. Officers George Zube and Ed Pasanovsky appeared for the Police Department, Ralph Piper of Mission Merchants Association and Bill Churchwar expressed neighborhood opposition to the permits, and the appellant appeared with his attorney Sam DeLorenzo. The board voted 3 to 1 to concur in this denial, with Commissioner Cerbatos voting to overrule.

APPEAL NO. 8800

Michael D. Maier, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 1/25/80 Cabaret license and permit for After Hours Dancing at 715 Harrison Street.

Officer George Zube spoke for the Police Department, Reverend Ray Broshears appeared in opposition to these permits, and the appellant testified together with attorney James Haas and Captain Brown of Cal State Security Company. In a 3 to 1 vote with only Commissioner Jackson voting to concur, this appeal lacked the necessary four overrule votes. Since the vote of the fifth Commissioner might have changed the outcome, rehearing was automatically granted in accordance with the board's custom,

and tentatively scheduled for February 27. If a new Commissioner has not yet been appointed to fill the present vacancy by that date, this case will be put over to a later meeting.

In further hearing regarding Appeal No. 8787, Daniel Sullivan provided the information requested at the last meeting. After consideration of all testimony given at both hearings, the board voted unanimously to concur in the granting of the permit.

APPEAL NO. 8798

William M. Lennett, Appl. vs. S.F. Dept. of Public Works, Resp.
Appealing for refund of penalty paid for building work at 2779 Mission Street.

Inspector Raymond McDonnell read the letter from the Department of Public Works, and the appellant appeared. After hearing the facts, the board unanimously overruled.

APPEAL NO. 8801

Mildred Ellett Harris, Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition on 1/23/80 of plumbing penalty for work at 625 Moultrie Street.

Inspector McDonnell spoke for his department, and the appellant testified. The board voted unanimously to overrule, with stipulation that the mandatory two-times penalty be based on a permit fee of $10.75 covering the work actually performed by the appellant.

APPEAL NO. 8803

KND Associates, Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition on 1/30/80 of penalty for building work at 224 Douglass Street.

Inspector Raymond McDonnell outlined this appeal, and Diane Moore spoke for the present owner of the building, Dr. Rich. The board continued this matter to the next meeting on February 27, 1980 for further information from the Department of Public Works.

APPEAL NO. 8789

1190 Sacramento Corp., Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning)
Denying appellant 1/17/80 permit to alter a building at 1190 Sacramento Street.

Daniel Sullivan presented the case for City Planning Department. The following persons represented the appellant firm: Attorney Bernardo Smith, Mrs. Genevieve Harold, consulting engineer Stanley Anderson, Al Farrar, and Clyde Dusane, occupant of the apartment in question. The board voted unanimously to overrule with intent to legalize the building as eleven dwelling units plus manager's space as an acces-

sory use, and with stipulation that manager's apartment on first floor is not to be rented or sold as a separate dwelling unit.

Regarding Appeal No. 8792, announcement was made that the appellant's attorney had contacted both the department and the board's office to request a continuance. The board put this matter over to the next meeting on February 27.

APPEAL NO. 8791

Sean Ellis, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 1/4/80 to Dr. George Yavorsky, permit to alter a building at 760 - 5th Avenue.

The appellant-protestant gave his grounds for the protest, Inspector McDonnell participated in the discussion, and the permit holder appeared in defense of the permit. The board voted unanimously to concur in the granting of this permit.

APPEAL NO. 8802

Fred A. Hahn, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 1/29/80 permit to alter a building at 1-3 Castro Street.

Inspector Raymond McDonnell spoke for the Department of Public Works, the appellant testified, and adjacent property owner Jennifer McNair appeared. After hearing all arguments, the board unanimously concurred in the denial of the permit.

President Guggenhime announced that the Commissioners will confer regarding procedures and guidelines for selection of an Executive Director to replace Philip J. Siggins, whose resignation had been accepted effective July 1, 1980.

President Guggenhime also made a report on a meeting held today with members of the City Attorney's staff and departmental representatives regarding a proposed change in Article I, Part III, Sections 8 and 16 of the San Francisco Municipal Code relating to the board's jurisdiction time.

There being no further business to come before the Commission, adjournment was announced at 8:40 p.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, MARCH 5, 1980

Minutes

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was called to order at 5:00 p.m. on Wednesday, March 5, 1980 in City Hall, Room 282.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson

Also present were Daniel Sullivan of City Planning Department, Officer George Zube of the Police Department, Inspector Garry O'Reilly of the Department of Public Works, and the board's official hearing reporter, Doris Levine.

APPEAL NO. 8810

Kyong Sun Castaneda, Appl. vs. S.F. Police Dept., Resp.
Revocation on 2/5/80 of permit to operate Massage Establishment at 375 Sutter.

Officer George Zube spoke for the Police Department, and the appellant was represented by attorney William Weiner. After hearing all facts, the board unanimously overruled this revocation, with the following stipulations: (1) Permit to be suspended for 30 days, commencing when the board's ten-day period for requesting rehearing has elapsed; (2) Permit to be on a probationary basis for 120 days; (3) Appellant to keep in a conspicuous place a typed list of the names and license numbers of all masseuse employees. List to separately state those employees who have licenses and those who have applied for licenses and are trainees; (4) Appellant to maintain a separate form for the names (both first and last) of the patrons of the massage establishment; (5) Locks to continue to remain off massage room doors; (6) Appellant to keep in a conspicuous place a typed list of all escort employees; (7) Appellant to maintain a separate form for the names (both first and last) of patrons of the escort establishment; (8) No more than three escort employees to be in and about the premises at any one time; (9) Instructions to be given to all employees both explaining the above procedures, and compelling them to follow the above procedures or suffer dismissal.

Further hearing regarding Appeal No. 8804 was continued to the next meeting on March 19, 1980 by board action.

Rehearing of Appeal 8800 was held, with Officer George Zube appearing for the Police Department and the appellant speaking in his own behalf. The board

voted unanimously to overrule, with the following stipulations: (1) During hours this establishment is operating under Cabaret License and After Hours Dancing permit, appellant to furnish one security guard to be on duty in front of Dimas-along House, and one security guardy to be on duty at the subject premises.

APPEAL NO. 8808

Make Ye Cho, Appl. vs. S.F. Police Dept., Resp.
Revocation on 2/4/80 of permit to operate Massage Establishment at 467 O'Farrell.

Officer George Zube testified for the Police Department, and attorney Keith H. Stevens appeared for the appellant. In a unanimous vote, the board concurred in this revocation.

APPEAL NO. 8797

Bob Mendelsohn, Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition of plumbing penalty for work at 1724 Judah Street.

Inspector Garry O'Reilly was present for the Department of Public Works, and the appellant failed to appear. Inasmuch as two previous continuances have been granted at the request of the appellant, the board acted on this matter, concurring unanimously in the imposition of the penalty.

APPEAL NO. 8799

Ryan Construction Co., Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Dept.)
Denying appellant 1/25/80 permit to erect a structure at 1 to 5 Beaver Street.

Daniel Sullivan presented the case for City Planning Department, and the appellant appeared with his attorney Steven Ames Brown and others. The board voted 3 to 1 to concur in the position of City Planning Department, ordering that the permit application be reinstated in order that the appellant may file a proper application for a variance with City Planning Department. Commissioner Jackson voted to overrule.

APPEAL NO. 8806

Christine N. Yerbic, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Dept.)
Denying appellant 2/7/80 permit to alter a building at 1011 Lake Street.

Daniel Sullivan stated his department's views, and the appellant spoke. After consideration of all circumstances, the board unanimously overruled.

APPEAL NO. 8805

R. Joseph Moore, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 1/28/80 permit to alter a building at 2825-2827 Pierce Street.

Inspector Garry O'Reilly spoke for the Department of Public Works, and the appellant testified. After hearing all facts, the board voted unanimously

to overrule, with the following stipulations: (1) Building to contain no more than three dwelling units; (2) Smoke detectors and fire extinguishers to be provided in each dwelling unit; (3) Entire lower floor to be sprinklered.

APPEAL NO. 8814

Barry Willdorf, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 1/15/80 to Peter Dacre, permit to erect a structure at 551 Chenery Street.

Appellant-protestant Barry Willdorf stated his grounds for this protest, Thelma Hersack spoke regarding this appeal, and permit holder Peter Dacre defended the permit. Daniel Sullivan of City Planning Department and Inspector Garry O'Reilly provided information. The board voted unanimously to concur in the granting of this permit, with stipulation that curb cut be reduced from 16 feet to 14 feet by eliminating one foot from each side of cut shown in present plans.

APPEAL NO. 8815

Mike Parik, Appl. vs. S.F. Dept. of Public Works, Resp.
Appealing for refund of penalty for building work at 96 Jessie Street, and appealing requirement for one-hour incombustible exterior wall.

Inspector Garry O'Reilly spoke for the department, and Mike Keets represented the appellant. The Commissioners agreed that jurisdiction existed regarding the penalty only, since the Department of Public Works had already issued the permit at the time this appeal was filed. After clarification of the procedure for bringing other matters before this board in a separate appeal, the board ruled on the penalty issue, voting unanimously to overrule.

There being no further business, President Guggenhime announced adjournment at 8:40 p.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, MARCH 19, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was called to order at 5:00 p.m. on Wednesday, March 19, 1980 in Room 282 of City Hall.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson

Also present were George Zube of the Police Department, Daniel Sullivan of City Planning Department, Inspector Raymond McDonnell of the Department of Public Works, Officer Susslow of the Police permit bureau, and Inspector Gilman of the Department of Public Health. The proceedings were recorded by the board's official hearing reporter, Doris Levine.

Vice president Engmann made a report on an administrative conference recently held with the Chief of Police regarding a proposal agreed upon to amend Sections 1060 and 1070 of the Police Code.

Upon motion by Commissioner Jackson unanimously carried, the Department of Public Works' request for a rehearing of Appeal 8805 was granted. A date will be scheduled for the rehearing. The appellant's request for rehearing of Appeal No. 8794 was unanimously approved upon motion of Commissioner Engman; rehearing will be held at the April 9 meeting. Rehearings of Appeals 8799, 8808, and 8812 were denied for lack of a motion.

Letter dated March 7, 1980 from attorney Keith H. Stevens on behalf of Cheryl D. Trulove was before the board for consideration. Noting that it was the responsibility of Ms. Trulove to notify the Police permit bureau of any change of address, the board declined to accept an appeal beyond the ten days.

Letter of March 12, 1980 from Marilyn P. Brown seeking to file a protest appeal beyond the ten days regarding a permit issued in 1978 for 631 Naples Street was also before the board. No motion to accept jurisdiction was made, and this request was therefore deried.

Appeals 8682, 8689, 8692, 8703, 8707 and 8724 regarding denials of permits for recreational equipment vendors were before the board for rehearing. The City Attorney's opinion and the legal aspects of this issue were discussed with Officer George Zube of the Police Department, William Murphy, attorney for the appellants in Appeals 8682, 8707 and 8689, attorney James Nevin representing the appellant in Appeal 8724, and Leon Rountree, counsel for the appellant in Appeal 8703. Emil Lawrence, appellant in Appeal 8692, Howard Tyler, and Barbara Wand also spoke. The board continued these cases to April 9, 1980 for hearing as to the merits of the individual appeals.

Further hearing was held in Appeal No. 8804. George Zube represented the Police Department, and Indira Howell, Don Regis Bernard, Keith Howell, Mary Jane Stahl, Bill Haig, Forrest Cummings, Sally De Haven, Deborah Symonds and Pat Devine appeared in opposition to this permit. The appellant spoke in his own behalf. The board voted unanimously to uphold the Police Department.

APPEAL NO. 8816

Nadia P. Dugain, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 2/19/80 permit as Masseuse Trainee.

Officer George Zube spoke for the Police Department, and the appellant testified. After considering all circumstances, the board overruled unanimously with stipulation that letter from masseuse training school verifying Ms. Dugain's attendance be furnished to the Police Department within ten days.

APPEAL NO. 8818

Ronald Ernst, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 2/24/80 permit for Adult Book Store at 4052 - 18th Street.

Officer George Zube appeared for the Police Department, and Fred Methner of the East and West of Castro Street Improvement Club, Marcie Marsh, Gay Roche, W. Davis, Peter Fatooh, Dorice Murphy, Norris Lange, and Mrs. John T. Davis opposed the permit. The appellant appeared with his attorney Richard S. Wright. Also appearing on behalf of the appellant were Steve Walters, president of the Alice B. Toklas Democratic Club, architect Seth Perlan, Paul Hartford, Ron Huberman, and Duke Smith. With Commissioners Engmann and Jackson voting to concur, this appeal lacked the required four overrule votes and was therefore denied.

APPEAL NO. 8817

Robert B. Clark, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 1/29/80 Cabaret License and permit for after hours dancing at the Ben Jonson Restaurant, 2801 Leavenworth Street.

Officer George Zube spoke for the Police Department, and the appellant stated his case. After hearing all facts, the board voted unanimously to overrule, with

the following stipulations: (1) Establishment to remain open beyond 2:00 a.m. only on Friday and Saturday nights; (2) Establishment to close at 4:00 a.m. on Friday and Saturnday nights; (3) One uniformed security officer to be present on premises between 2:00 a.m. and 4:00 a.m. on Friday and Saturday nights when restaurant is open.

APPEAL NO. 8824

Garrett C. Holcomb, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 2/7/80 permit as driver of public vehicle.

Officer George Zube stated the reasons for this denial, and the appellant spoke. The board voted unanimously to overrule, with stipulation that permit be reviewed by Police Department 120 days after issuance.

APPEAL NO. 8820

Michael B. Davis, Appl. vs. S.F. Dept. of Public Health, Resp.
Denying appellant 2/25/80 permit to operate popcorn wagon at 2800 Leavenworth Street.

Inspector Gilman spoke for the Department of Public Health, and the appellant appeared. The board voted unanimously to overrule with the following stipulations: (1) Popcorn wagon to operate only within the premises known as The Anchorage; (2) Permit not to be transferable to another location; (3) Granting of permit to be conditional upon provision by The Anchorage of inside storage space for machine and merchandise, facilities for cleaning machine and utensils, and rest room with hand washing facilities for operator of popcorn wagon.

APPEAL NO. 8821

Broadway Mechanical Contractors, Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition of penalty for installation of boiler at 801 Howard Street.

Inspector Raymond McDonnell read the letter from the Department of Public Works, and Steve Cutler represented the appellant. The board unanimously overruled with stipulation that half the imposed penalty of $855.00 be paid.

APPEAL NO. 8825

Haylee Yee, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapproval)
Denying appellant 3/10/80 permit to alter a building at 615 Minna Street.

Daniel Sullivan presented the case for City Planning Department, Inspector Raymond McDonnell read the letter from the Department of Public Works, and appellant Haylee Yee and Walter Knox spoke in support of the appeal. The board scheduled a site inspection for Monday, March 24 at 5:00 p.m. and continued this matter to the next meeting on April 9.

Executive Director Philip Siggins announced that the appellant in Appeal No. V-8827 had requested a continuance. A new hearing date will be scheduled.

APPEAL NO. 8826

Rudy Colombini, Appl. vs. S.F. Dept. of Public Works, Resp. (Fire Dept. Disapproval) Denying appellant 3/10/80 permit to alter a building at 1996 Union Street.

Inspector McDonnell outlined this appeal, and the appellant spoke. After hearing all facts, the board unanimously overruled.

APPEAL NO. 8819

Akerue, Inc., Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 2/21/80 to Mr. Koroekin, permit to alter a building at 1364 Filbert Street.

The representative of the appellant-protestant appeared and withdrew this appeal without a hearing. The board accepted the withdrawal and this case was accordingly dropped from calendar.

Protest appeals 8822 and 8823 have been continued to April 2 at the request of the permit holder.

APPEAL NO. 8828

Mike Parik, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 3/12/80 permit to alter a building at 96 Jessie Street.

Inspector Raymond McDonnell spoke for his department, and the appellant appeared. After hearing all testimony, the board unanimously overruled.

After a report by Commissioner Engmann on the progress of the selection process for a new Executive Director, the meeting was adjourned at 10:10 p.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, APRIL 9, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was called to order at 5:00 p.m. on Wednesday, April 9, 1980 in City Hall, Room 282.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Also present were Inspector Raymond McDonnell of the Department of Public Works, Daniel Sullivan of City Planning Department, Officers Zube, Anderson and Dougherty of the Police Department, Inspector William Wong of the Department of Public Health, and Captain Mahoney of the Fire Department. The proceedings were recorded by the board's official hearing reporter, Doris Levine.

Requests for rehearing in Appeals 8826 and 8789 were denied for lack of a motion. Upon motion of Commissioner Cerbatos, rehearing was unanimously granted in Appeal No. 8818 and scheduled for the April 16 meeting.

Letter of March 21, 1980 from Charles Shepherd was before the board for consideration. The Commissioners requested that Mr. Shepherd be asked to appear at the next meeting for further clarification, at which time it will be decided whether or not to accept an appeal beyond the ten days.

Letter dated March 31, 1980 from Paul Gaer seeking to file an appeal beyond the ten days regarding denial of entertainment permit for 500 Fourth Street was also considered by the board. The board accepted jurisdiction, directing that Mr. Gaer be so notified.

APPEAL NO. 8840

Blaine Baesler, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 3/14/80 to University Club, permit to alter building at 800 Powell Street.

Commissioner Guggenhime requested to be permitted to abstain from participating in this appeal because of a conflict of interest arising from his membership in the club which holds the permit. In accordance with the rules of the board, the Commissioners voted on this question, unanimously approving Commissioner Guggenhime's request to abstain from voting.

Appellant Blaine Baesler gave his grounds for this protest, and William Bentley appeared on behalf of the permit holder. After considering all testimony , the board unanimously concurred in the granting of the permit.

The following two appeals were heard together:

APPEAL NO. 8822

Kay Nelson, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 2/26/80 to Dante Giosso, demolition permit for building at 1379 - 47th Avenue.

APPEAL NO. 8823

Mary Hudson, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 2/26/80 to Dante Giosso, demolition permit for building at 1373 - 47th Avenue.

Wade Hudson appeared on behalf of both appellant-protestants, giving the grounds for these protests. Dorothy Miranda, Rich Garrett, Susan Williams and Dale Butler for the District Eleven Residents Association also spoke in opposition to this demolition. The permit holder appeared with his attorney James J. Reilly and Louis McEllaney. In a 3 to 2 vote with Commissioners Engmann and Cerbatos voting to overrule, the board concurred in the granting of these two permits.

Appeal 8825 was on calendar for further hearing. After a report by Commissioner Engmann on the site inspection, Daniel Sullivan and Inspector Raymond McDonnell spoke for their departments, and the appellant appeared with his spokesman Mr. O'Donnell. In a unanimous vote the board overruled, with the intent that the building remain a legal four-unit structure. The following stipulations were made: (1) Automatic sprinkler system to be provided for all three floors of occupancy; (2) No cooking to be done in ground floor rooms; (3) Garage mentioned in permit application is not required unless appellant chooses to provide it.

Appeals 8682, 8689, 8692, 8703, 8707 and 8724 regarding permits for Recreational Equipment Vendors renting roller skates on Fulton Street were on calendar for rehearing. Legal issues were discussed with Officers Zube, Murphy and Dougherty of the Police Department, Attorney William Murphy, and Attorney Leon Rountree. James Schuyler, Barbara Wand, Kassi Childers, Rule Nederhoff, Irene Goff, and Howard Tyler also provided input on this question.

In hearing arguments on the merits of the individual appeals, the board first considered Appeal No. 8682. Officer Zube spoke for the Police Department, permit holder Lyle Estrella appeared, and the appellant and his attorney William Murphy testified. The board voted unanimously to concur in the denial of the appellant's application for the permit on this block.

Regarding Appeal No. 8689, Officer Dougherty spoke for the Police Department. Barbara Wand, the permit holder for this block, appeared with her witnesses Lyle Estrella, Tim Schuyler, and Rule Nederhoff. Appellant Kassi Childers spoke, with Pat Smith and Irene Gough testifying in her behalf. The board concurred unanimously in the denial to Kassi Childers of the permit for this block.

In regard to Appeal 8692, the board heard from Officer Zube, the appellant, and Mrs. Patrick Purdy on behalf of the permit holder. The board voted unanimously to concur in the denial of Emil Lawrence's application for the permit for this block.

Officers Zube and Dougherty appeared for the Police Department in Appeal No. 8703, and Jim Jacobs supported permit holder Sue Faris, who also appeared. Appellant William Greene appeared with his attorney Leon Rountree and witnesses Tim Schuyler, Rule Nederhoff, and Larry Finney. The board voted 4 to 1 to concur in this denial, with Commissioner Cerbatos voting to overrule.

Concerning Appeal No. 8707, Officer Zube spoke for the department, and appellant Naty B. Caramat appeared with her attorney William Murphy. The permit holder did not appear. After considering all evidence in this appeal, the board voted unanimously to overrule this denial.

Regarding Appeal 8724, Officer Zube and permit holder Howard L. Tyler spoke. Appellant Ferdinand Estiva appeared with his attorney James P. Nevin. The board voted 4 to 1 to concur in this denial, with Commissioner Giraudo voting to overrule.

Appeal No. 8794 was on calendar for rehearing. Officers Zube and Anderson appeared for the Police Department, and appellants Carmen and Andrew Kast testified with their attorney Clayton A. Gouyd and supporter Michael Caldwell. In a 3 to 2 vote with Commissioners Cerbatos and Jackson voting to overrule, the board concurred in this denial.

APPEAL NO. 8831

Edward A. Martinez, Appl. vs. S.F. Police Dept., Resp.
Revocation on 3/10/80 of Second Hand Dealer permit at 606 Geary Street.

Officer Zube testified for the Police Department, and the appellant appeared with his attorney Robert A. Martin. The board unanimously overruled this revocation with the following stipulation: Permit to be reviewed by Police Department 90 days after reinstatement.

APPEAL NO. 8831

Hani Kassis, Appl. vs. S.F. Dept. of Public Health, Resp.
Suspension of permit for Food Preparation and Service Establishment at 2201 Chestnut.

Inspector William Wong spoke for the Health Department, and the appellant appeared in his own behalf. The board voted unanimously to overrule, with stipulation that hood is to be brought into conformity with Code requirements at such time as the business changes ownership.

President Guggenhime announced that the rehearing on Appeal 8805 has been continued one week.

APPEAL NO. 8833

Larry Stork, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 3/4/80 to Dale Champion, permit to erect a structure at 3 Saturn Street.

The appellant gave his grounds for this protest, and Robert Wentz also opposed the permit. Daniel Sullivan provided information in clarifying the correct location of this parcel for notification purposes. Permit holder Dale Champion defended his permit, with Earl Curtis appearing on his behalf. The board scheduled a site inspection for Monday, April 14 at 5:30 p.m. and will hold further hearing in this case at the next regular meeting on April 16.

APPEAL NO. 8841

Lynnanne Louie, Appl. vs. S.F. Dept. of Public Works, Resp.
Appealing for refund of penalty for building work at 4086 - 25th Street.

Inspector Raymond McDonnell mentioned the letter from the Department of Public Works, and the appellant appeared. In a unanimous vote, the board overruled the imposition of this penalty.

Because of the lateness of the hour, the appellant's request for a continuance of Appeal No. 8845 was granted. This appeal will be on the agenda at the next meeting.

Announcement was made that a continuance to April 23 had been requested by all persons concerned in Appeal No. 8835, and the continuance was granted by the board.

APPEAL NO. 8844

Jurgen Schorfheide, Appl. vs. S.F. Fire Dept., Resp.
Denying appellant 3/26/80 permit for Automobile Parking Station at 1444 Green Street.

Captain Jim Mahoney spoke for the Fire Department, and the appellant appeared. The board voted unanimously to overrule with the following stipulations: (1) Repair activities to terminate at least one-half hour before use of the premises for parking; (2) All parking of vehicles to be done by attendants so that no member of the public will enter the premises.

APPEAL NO. 8842

Evelyne Thomas, Appl. vs. S.F. Dept. of Public Works, Resp. (Fire Dept. Disapproval)
Denying appellant 3/25/80 permit to alter a building at 2208-2212 Jones Street.

Inspector McDonnell outlined this appeal, Captain Mahoney spoke for the Fire Department, and Jeffrey Thomas appeared for the appellant. In a unanimous vote, the board overruled this denial with the following stipulations: (1) Self-contained monitored audible smoke detector system to be installed, connected to the building's wiring system, at the head of each stairway and at the front door of ground floor rooms.

There being no further business to come before the board, President Guggenhime announced adjournment at 12:20 a.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, APRIL 16, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, April 16, 1980 in Room 282 of City Hall.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Also present were Inspectors Battani and Schwabacher of the Department of Public Health, Captain Mahoney of the Fire Department, Inspector Raymond McDonnell of the Department of Public Works, Wayne Rieke and Daniel Sullivan of City Planning Department, and Doris Levine, the board's official hearing reporter.

Vice president Engmann gave a report on pending legislation now before the Board of Supervisors regarding permits for Recreational Equipment Vendors.

Further consideration was given to Mr. Charles Shepherd's letter seeking to file an appeal beyond the ten days regarding revocation of his permit as driver of public vehicle. After hearing testimony from Mr. Shepherd, the board unanimously approved Commissioner Cerbatos' motion to accept an appeal.

The board considered a letter from Mr. and Mrs. Gabriel Maldonado seeking to file an appeal beyond the ten days regarding a permit granted for alterations at 527 Arch Street. Inspector Raymond McDonnell entered the discussion, and the Maldonados were present. Upon motion of Commissioner Engmann unanimously carried, the board gave permission for a protest appeal to be filed.

As the appellant in Appeal No. 8805 was not present for this rehearing, the board granted a one-week continuance.

APPEAL NO. 8845

Jack Rosen, Inc., Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition of plumbing penalty for work at 129 Merced Avenue.

Inspector McDonnell read the letter from the Department of Public Works, and the appellant spoke. The board voted unanimously to overrule, with stipulation that the penalty be reduced to $51.00.

In further hearing regarding Appeal 8833, appellant Larry Stork, Bill Gravitt, and Robert Wentz opposed this permit, and permit holder Dale Champion appeared with his architect Albert Lanier in defense of the permit. In a unanimous vote, the board concurred in the granting of this permit.

APPEAL NO. 8853

Harry Parmar, Appl. vs. S.F. Dept. of Public Health, Resp.
Denying appellant 3/28/80 permit for JFood Product and Marketing Establishment at 548 Valencia Street.

Inspectors Schwabacher and Battani spoke for the Health Department, and the appellant appeared in his own behalf. After consideration of all items under appeal, the board concurred in the department's position with stipulation that appellant need not comply with Items 2 and 8 in Health Department's letter of March 28, 1980 regarding requirements for floor drain in toilet room and dressing room for storage of employees' clothing.

APPEAL NO. 8832

H. P. Chin, Appl. vs. S.F. Dept. of Public Works, Resp. (S.F. Fire Dept. Disapproval)
Denying appellant 3/14/80 permit to alter a building at 901-905 Guerrero Street.

Inspector McDonnell spoke for the Department of Public Works, Captain Mahoney testified for the Fire Department, and the appellant appeared. The board voted unanimously to overrule.

Appeal No. 8818 was on calendar for rehearing. Announcement was made by President Guggenhime that this matter will be continued one month to allow consideration of other permits that may be involved, and to allow appellant and Police Department time to confer.

APPEAL NO. 8847

Horst Hans Grahlman, Appl. vs. S.F. Police Dept.
Denying appellant 3/17/80 Cabaret License at 1035 Post Street.

Officer George Zube announced that the Police Department had withdrawn its objection to this permit. As no one appeared at the hearing in opposition to the proposal, the board unanimously overruled this denial with stipulation that the electrical requirements of Department of Public Works for this premises be met.

APPEAL NO. 8843

William Pilchick, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 3/15/80 permits for Adult Book Store and Adult Theater at 63 Taylor Street.

Officer George Zube appeared for the Police Department, and attorney Michael Hallinan represented the appellant. After consideration of all circumstances, the board voted unanimously to overrule.

APPEAL NO. 8854

Vicki Spronck, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 4/1/80 permit as Second Hand Dealer at 1494 California Street.

Officer George Zube testified for the Police Department, and the appellant appeared with her attorney Joseph Desmond and Donald Slaughter, manager of the subject building. In a 4 to 1 vote with Commissioner Engmann voting to concur, the board overruled, making the following stipulations: (1) Permit to be on a probationary basis for the first 90 days after issuance; (2) No goods to be placed outside the premises.

APPEAL NO. 8846

Automatic Door Systems, Inc., Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition on 3/28/80 of penalty for building work at 505 Beach Street.

Inspector McDonnell spoke for the Department of Public Works, and Thomas Fenwick represented the appellant firm. The board voted unanimously to overrule, with stipulation that a penalty equal to three times the permit fee be assessed.

The following three appeals were heard together:

APPEAL NO. 8857

Arthur Michael, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 4/8/80 permit to eliminate street widening requirement for building at 112 Elsie Street.

APPEAL NO. 8858

Arthur Michael, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 4/8/80 permit to eliminate street widening requirement for building at 250 Esmeralda.

APPEAL NO. 8859

Arthur Michael, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 4/8/80 permit to eliminate street widening requirement for building at 110 Elsie Street.

Inspector McDonnell and Daniel Sullivan gave information for their departments. Mark Braunfelder and Buck Bagot appeared in opposition to these appeals, and

Richard Alvarez and attorney Steve Mach appeared on behalf of the appellant. These three appeals were continued to April 30 for testimony from the Fire Department.

APPEAL NO. 8838

Sue Hestor, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Commission)
Protesting issuance on 3/7/80 to Children's Hospital, permit to alter building at 3700 California Street.

Commissioner Engmann stated his wish to abstain from voting because of a conflict of interest. In accordance with the rules of the board, the Commissioners voted on this motion, unanimously granting Commissioner Engmann's request.

Appellant-protestant Sue Hestor stated the grounds for this appeal, Wayne Rieke of City Planning Department provided information, and Mr. Tonkin and Jerry Moore of Children's Hospital defended the permit. With Commissioner Engmann abstaining, the other four board members voted unanimously to concur in the granting of the permit.

APPEAL NO. V-8827

Eva C. Deming, Appl. vs. S.F. Zoning Administrator, Resp.
Denying appellant 3/4/80 a variance for property at 1715 Castro Street.

Daniel Sullivan stated the case for the Zoning Administrator, and the appellant appeared in her own behalf. In a 4 to 1 vote with Commissioner Engmann voting to concur, the board overruled this denial with stipulation that Notice of Special Restriction be recorded by the appellant stating that the property will be used as four dwelling units only as long as it is owned by Eva C. Deming, reverting thereafter to three dwelling units.

APPEAL NO. 8830

Huahn, Jang & Lee, Appls. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapp.)
Denying appellant 3/10/80 permit to alter a building at 1960 Clay Street.

Daniel Sullivan made the presentation for his department, Inspector Raymond McDonnell gave information, and Steven Hahn appealed for the appellants. In a unanimous vote, the board overruled with stipulation that existing planter box be planted with material that will mature to a height of five feet, and that a minimum of three sidewalk trees be planted in the area in front of the building.

APPEAL NO. 8836

Richard Beggs & Marjorie Fishman, Appls. vs. S.F. Dept. of Public Works, Resp.
City Planning Dept. Disapproval
Denying appellants 3/12/80 permit to alter a building at 845 Shrader Street.

Daniel Sullivan spoke for City Planning Department, and Marjorie Fishman appeared for the appellants. The board voted unanimously to overrule.

Appeal No. 8837 has been continued to April 30 at the request of the appellant and with co-operation of the departments concerned.

APPEAL NO. 8848

Dimitri M. Barton, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapp.)
Denying appellant 4/3/80 permit to alter a building at 944 Chestnut Street.

Daniel Sullivan appeared for his department, and Dimitri and Mary Barton spoke. Adjoining property owner Edward Vanegri also spoke. The board voted unanimously to overrule, with stipulation that no increase in density or subdivision of this parcel occur until such time as the Planning Code permits an increase in density.

APPEAL NO. V-8849

Emilio Montalvo, Appl. vs. S.F. Zoning Administrator, Resp.
Denying appellant 3/25/80 a variance for property at 280 Morningside Drive.

Daniel Sullivan spoke for City Planning Department, and Richard Grabstein, Mr. Woodward, Joseph Ginsberg, Oscar Fisher, and Frances McNamara expressed neighborhood opposition to this variance. Appellant Mrs. Emilio Montalvo appeared with her attorney George Choppelas and witness Clifford Krueger. The board voted unanimously to concur in this denial.

APPEAL NO. 8850

John Hamilton & Michael Bull, Appls. vs. S.F. Dept. of Public Works, Resp.
Denying appellants 4/3/80 permit to alter a building at 73 Water Street.

Inspector McDonnell outlined this appeal, and John Hamilton appeared for the appellants. The board voted unanimously to overrule with stipulation that premises be limited to an F-2 occupancy.

APPEAL NO. 8855

Adele Einarsson, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 3/31/80 to Raymond Tseng, permit to alter a building at 2884 Golden Gate Avenue.

The appellant-protestant presented her grounds for the appeal, and Gordon Lau appeared for the permit holder, who was also present. In a unanimous vote, the board concurred in the granting of this permit.

APPEAL NO. 8856

Norman V. Petersen, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance to William Person, permit to alter building at 3839 - 22nd Street.

Appellant-protestant Norman Petersen told the grounds for this protest, and permit holder William Person spoke. The board unanimously concurred in the

granting of this permit, with stipulation that a 45-degree cut be made in the kitchen area as indicated on Sheet SD-1 presented by permit holder.

Regarding Appeal No. 8834, announcement was made that the board had granted a continuance to the next meeting upon request of the appellant.

There being no further business to come before the board, President Guggenhime announced adjournment at 12:40 a.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, APRIL 23, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was called to order at 5:00 p.m. on Wednesday, April 23, 1980 in Room 282, of City Hall.

Present were: President Richard J. Guggenhime
Vice Presideng Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Also present were Inspector Raymond McDonnell of the Department of Public Works, Daniel Sullivan of City Planning Department, Officer George Zube of the Police Department, and Doris Levine, the board's official hearing reporter.

The appellants' requests for rehearing of Appeals 8825 and 8840 were denied for lack of a motion.

APPEAL NO. 8860

Hiro Okada, Appl. vs. S.F. Zoning Administrator, Resp.
Appealing determination of the Zoning Administrator dated 3/31/80 regarding property at 3287 Army Street.

Daniel Sullivan presented the case for City Planning Department, and the appellant appeared with his attorney James J. Reilly. After hearing all testimony, the board voted 4 to 1 to overrule, with Commissioner Engmann voting to concur. The following stipulations were made: (1) Only one machine to be in use; other machines on the premises to be disconnected permanently; (2) At no time shall machine be operated at greater than 40 pounds capacity.

Appeal No. 8805 was on calendar for rehearing. Inspector McDonnell spoke for the Department of Public Works, and the appellant appeared. A site inspection was scheduled for Tuesday, April 29 at 5:00 p.m., and this case was continued to the next regular meeting.

APPEAL NO. 8863

Paul J. Gaer, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 2/25/80 permit for Place of Entertainment at 500 - 4th Street.

Officer George Zube of the Police Department reported that they no longer objected to the granting of this permit, since the electrical requirements had now been met. The board accordingly voted unanimously to overrule this denial, with stipulation that premises meet the requirements of the Electrical Code.

APPEAL NO. 8862

John Kaplanis, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 4/1/80 permit for Mechanical Amusement Devices at 156 Eddy Street.

Officer George Zube gave the reasons for this denial, and the appellant appeared with his witness William Montano. The board put this matter over to the next meeting, in order that the Commissioners may visit this establishment individually during the intervening week.

APPEAL NO. 8866

Charles Shepherd, Appl. vs. S.F. Police Dept., Resp.
Revocation on 11/6/79 of permit as Driver of Public Vehicle.

Officer George Zube spoke for the Police Department, and the appellant appeared in his own behalf. With Commissioners Engmann and Giraudo voting to concur, this appeal was denied for lack of the required four overrule votes.

APPEAL NO. 8834

Fletcher Benton, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 3/14/80 permit to alter a building at 1072 Bryant Street.

Inspector Raymond McDonnell read the letter from the Department of Public Works, and architect Sandy Walker appeared for the appellant. The board voted unanimously to concur in this denial.

Protest appeal No. 8835 has been withdrawn in writing and dropped from calendar, an agreement having been reached.

APPEAL NO. 8861

C. H. Barron, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 4/10/80 permit to alter a building at 2920 San Jose Avenue (3 Sadowa Street).

Inspector McDonnell outlined this appeal, and civil engineer Warren Hoyt represented the appellant. The board overruled unanimously, with the following stipulations: (1) Legal fire escape with drop staircase, constructed according to plans, Sheet A-7, to be provided in lieu of second means of egress; (2) Two sprinkler heads to be installed above door to the balcony of this fire escape.

President Guggenhime announced that Appeal No. 8867 had been continued one week at the request of the appellant.

APPEAL NO. 8870

Gabriel and Juanita Maldonado, Appls. vs. S.F. Dept. of Public Works, Resp. Protesting issuance on 2/29/80 to Bessie Stoneham, permit to alter a building at 527 Arch Street.

Appellant-protestants Gabriel and Juanita Maldonado gave their grounds for this protest, and permit holder Bessie Stoneham appeared in defense of the permit. After hearing all arguments, the board concurred unanimously in the granting of this permit.

There being no further business to come before the board, President Guggenhime announced adjournment at 8:15 p.m.

Richard J. Guggenhime
President

Philip J. Siggins
Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, APRIL 30, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, April 30, 1980 in City Hall, Room 282.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Also present were Officer George Zube of the Police Department, Inspector Raymond McDonnell of the Department of Public Works, Robert Passmore and Daniel Sullivan of City Planning Department, Captain Mahoney of the Fire Department, and Doris Levine, the board's official hearing reporter.

Upon motion of Commissioner Engmann unanimously carried, the Department of Public Works' request for a rehearing of Appeal No. 8850 was granted, and scheduled for May 14, 1980. Request for rehearing from the appellant in Appeal 8866 was also unanimously granted, and scheduled for the May 14 meeting. The appellants' requests for rehearings of Appeals 8833 and V-8849 were denied for lack of a motion. Commissioner Jackson was absent during these votes.

Appeal 8805 was on calendar for rehearing. Inspector Raymond McDonnell spoke for the Department of Public Works, and the appellant appeared. After considering all matters under appeal, the board voted unanimously to overrule with the following stipulations: (1) Building to contain no more than three dwelling units; (2) Sprinklering to be provided for lower (garage) level; (3) Stairway to penthouse to be provided with sprinkler system; (4) Top two floors to be equipped with portable chain ladders in each of the two dwelling units; (5) Fire extinguishers to be placed in all units; (6) Hard wire smoke detectors to be provided in each dwelling unit, with alarm bells located in areas approved by the Fire Department, installed in such a manner that activation of any smoke detector will automatically activate all alarms on the premises.

Appeal No. 8837 has been continued to the next regular meeting on May 14 at the request of the appellant and with agreement of the departments concerned.

In further hearing of Appeal 8862, the board discussed the individual site inspections that had been made. Officer George Zube appeared for the Police Department and the appellant spoke. The board voted unanimously to overrule, with

a stipulation that permit be reviewed by Police Department six months after issuance. Commissioner Jackson did not cast a vote, having been absent during this and the preceding hearings.

APPEAL NO. 8867

Edward Heuberger, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 4/17/80 permit to alter a building at 3961 - 20th Street.

Inspector Raymond McDonnell spoke for the Department of Public Works, adjoining property owner Martha Falvey and members of her family appeared, and the appellant testified together with the previous owner of the building. This matter was continued to May 28 in order that the appellant and Mrs. Falvey may confer with the Department of Public Works regarding a solution to the problem.

The appellant in Appeal No. 8852 did not appear, and the board granted a continuance to the next regular meeting on May 14, 1980.

APPEAL NO. 8864

Igor Adamovich, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapproval)
Denying appellant 4/15/80 permit to alter a building at 315 Grandview Avenue.

Daniel Sullivan presented the case for City Planning Department, Inspector Raymond McDonnell spoke, and William Helbing represented the appellant. The board voted unanimously to concur, with stipulation that the Building Code and Planning Code not be enforced until February 1, 1981.

APPEAL NO. 8865

Robert C. Hansen, Appl. vs. S.F. Dept. of Public Works, Resp. (City Planning Disapp.)
Denying appellant 4/11/80 permit to alter a building at 1347 - 5th Avenue.

Daniel Sullivan spoke for his department, and the appellant appeared with his contractor Craig Moreno. The board scheduled a site inspection for Monday, May 5 at 5:00 p.m. and continued this case to May 21.

Further hearing was held on Appeals 8857, 8858, and 8859. Robert Passmore appeared on behalf of the City Planning Department, Captain Mahoney of the Fire Department gave a report, and Inspector Raymond McDonnell of the Department of Public Works participated in the discussion. Roger Borgenicht, Sandy Stahl, Maureen Ladd, Margaret Randolph, Jean Hamer, Michael Power, Charles Fenton, Buck Bagot and others opposed these appeals, and Richard Alvarez testified for the appellant, together with

Peter Machi, David Castellino, Consuelo Johnson and Charlotte Elam appearing in support of the appellant's proposal. After hearing all arguments, the board voted unanimously to concur in the denial of these three permits.

President Guggenhime announced that protest appeal No. 8868 has been continued to the May 14 meeting.

APPEAL NO. 8869

Rowena Korobkin, Appl. vs. S.F. Dept. of Public Works, Resp.
Protesting issuance on 4/15/80 to Egli Dorrit, permit to alter a building at 2540-2542 Polk Street.

The appellant stated grounds for this protest, and Roger Hamington spoke on behalf of the permit holder. The board concurred unanimously in the granting of the permit.

Appeal 8871 has been continued to May 14 at the request of the permit holder.

APPEAL NO. 8873

Col. William Van Zuyen, Appl. vs. S.F. Dept. of Public Works, Resp.
Imposition on 4/17/80 of penalty for building work at 609 Sutter Street.

Inspector McDonnell read the letter from his department, and Mark A. Moritz spoke for the appellant. The board voted unanimously to overrule, with Commissioner Cerbatos abstaining from voting because of a possible conflict of interest.

APPEAL NO. 8874

J. Stanley Mattison, Appl. vs. S.F. Dept. of Public Works, Resp.
Denying appellant 4/23/80 permit to alter a building at 136 Locust Street.

Inspector Raymond McDonnell outlined this appeal, and the appellant testified. The board unanimously overruled, making a stipulation that appellant provide hard wire smoke detectors on each level of dwelling unit which includes attic space, attached to a central alarm system with alarm located outside of the dwelling unit, in a manner approved by the Fire Department.

There being no further business to come before the board, President Guggenhime announced adjournment at 9:50 p.m.

Richard J. Guggenhime, President

Philip J. Siggins, Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

WEDNESDAY, May 14, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, May 28, 1980 in City Hall, Room 282.

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Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giruado

Also present were Sergeant Seybold of the Police Department, Inspector Raymond McDonnell of the Department of Public Works, Daniel Sullivan of City Planning Department and Doris Levine, the board's official hearing reporter.

Appeals 8857,8858 and 8859, request for rehearing from appellant regarding denial of applications to remove street widening requirements for buildings at 110 Elsie, 112 Elsie and 250 Esmeralda were denied.

Request for a rehearing from the Department of Public Works concerning Appeal No. 8874, J. Stanley Mattison, denying appellant 4/23/80 permit to alter a building at 136 Locust Street was denied.

Consideration was given to Mr. John C. Smith's letter dated 4/26/80 seeking to file a protest appeal beyond the ten days regarding billboards at 300 West Portal Avenue and continued for two weeks.

Letter dated 5/2/80 from Steven Fink, seeking jurisdiction to file appeal beyond the ten days concerning denial of permit for food preparation and service establishment at 3933-24th Street was granted.

Letter from Joseph DiMaggio dated 5/8/80 seeking to file protest beyond the ten days at 2144 Beach Street was denied.

Letter from Dennis Beckman seeking to file protest beyond the ten days regarding sign at 1875 Union Street was granted and scheduled for the next regular meeting on May 28th, until property owner is notified.

APPEAL NO. 8850

John W. Hamilton & Michael Hull, Appls. vs. S.F. Dept. of Public Works Denying appellants 4/3/80 permit to alter a building at 73 Water St.

Appeal was on calendar for rehearing. Inspector Raymond McDonnell spoke for the Department of Public Works, and the appellants appeared.

After discussion and consideration of all matters under appeal, the board voted unanimously to overrule the department with the following stipulations: (1) that a sign be clearly posted stating that those persons who are handicapped ring for assistance (2) by means of an electrical bell system to alert the buildings' tenants.

APPEAL NO. 8837

Wayne Kennedy, Appl. vs. S.F. Dept. of Public Works
Denying appellant 3/17/80 permit to alter a building at 643 Fillmore St.

The appellant and his attorney, James J. Rilley appeared. Inspector Raymond McDonnell spoke for his department. Dan Sullivan spoke for City Planning Department. After further discussion of the appeal, the board voted unanimously to overrule the department and ordered the granting of the permit.

Appeal 8877 has been withdrawn in writing and dropped from calendar, an agreement being reached.

APPEAL NO. 8881

Convent of Perpetual Adoration, Appl. vs S.F. Dept. of Public Works
Denying appellant 5/5/80 permit to alter a building at 771 Ashbury St.

Alfred Williams appeared in behalf of the appellant and presented applications of code provisions. Following motion of President Guggenhime, the board voted unanimously to overrule the department with the following stipulations: (1) storage area to be sprinkled with domestic water supply, (2) roof deck to be of flat board with fire retardant paint or roofing felt and, (3) existing manuel, panel electrical bell system and intercom system to be maintained in working order.

Appeal No. 8868 was withdrawn after a conference with the appellant, the appellant's attorney and the Department of Public Works.

Appeal No. 8871 was granted a continuance by the board at the request of the appellant and in agreement with the department involved.

APPEAL NO. 8683 & 8685

Committee Against Nihonmachi Eviction, Appl. vs. S.F. Dept. Public Works
Protesting issuance of demolition permit to S.F. Redevelopment Agency for building at 1529 Sutter St. and 1531 Sutter St.

In compliance with Peremptory Writ of Mandamus, the board reversed its previous vote and concurred in the granting of these permits.

Appeal No. 8852 is scheduled for hearing at the next regular meeting of May 28th at which time appellant, in agreement with the board, will provide signed and notorized affidavits of tenants, former tenants and neighbors regarding dwelling unit at 455 Lisbon Street.

Appeal No. 8866 concerning a revocation on 11/6/79 of permit as driver of a public vehicle has been granted a continuance.

Appeal No. 8872 concerning 5/15/80 permits for cabaret and after-hours dancing at 600 Turk Street was granted a continuance to the next regular meeting on May 28th.

At the request of the appellant, the board voted unanimously for a continuance on Appeal 8878 at the next regular meeting on May 28th.

APPEAL NO. 8882

Rodney C. Peake, Appl. vs. S.F. Police Department
Denying appellant 4/29/80 permit as Peddler employee.

Sergeant Seybold of the San Francisco Police Department appeared. The appellant, a representative of the Sea Captain's Chest and Mr. Heagy appeared. The board voted unanimously to overrule the Police Department with the following stipulation: Mr. Peake as a licensed employee of Robert Heagy be allowed to sell only those items which Mr. Heagy is allowed to sell under his permit.

APPEAL NO. 8875

Robert & Takako Heming, Appl. vs. S.F. Dept. of Public Works
Protesting issuance on 4/18/80 to Tim Fai Ma, permit to alter a building at 630-40th Avenue.

The appellant and his interpreter appeared. Discussion of the appeal was also heard from neighbors. After hearing all testimony, the board unanimously approved the granting of this permit.

APPEAL NO. 8876

James E. Mays, Jr., Appl. vs. S.F. Dept. of Public Works
Denying appellant 4/28/80 permit to alter a building at 238 Alma St.

Daniel Sullivan of City Planning Department spoke, and the architect appeared in the appellant's behalf. In a unanimous vote, the board overruled the department.

APPEAL NO. 8880

Betsy de Hes, Appl. vs. S.F. Dept. of Public Works
Protesting issuance on 4/30/80 to Hin Koi Leong, permit to alter a building at 2211-14th Ave.

The appellant and permit holder appeared and stated grounds for this appeal. The board voted unanimously to concur in granting of this permit.

APPEAL NO. 8883

Kay Architect, Appl. vs. S.F. Dept. of Public Works
Protesting issuance on 4/29/80 to Heritage Properties, permit to erect a structure at northeast corner of Greenwich and Southard.

President Guggenhime stated his wish to abstain from voting because of a conflict of interest. In accordance with the rules of the board, the Commissioners voted on this motion, unanimously granting President Guggenhime's request. Mr. Sullivan, architect gave a chronology of the lot in question. Upon motion of Vice President Engmann unanimously carried, the board agreed to a continuance for the next regular meeting on May 28th, and that a site inspection be scheduled for Tuesday, May 20th at 4:30 p.m. The board requested that Mr. Hubbard contact the Fire Department and for them to submit in writing, their observations and determination concerning the safety and maneuverability of fire equipment in the alley-way.

There being no further business to come before the board, President Guggenhime announced adjournment at 10:10 p.m.

Richard J. Guggenhime, President

Philip J. Siggins, Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, MAY 28, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, May 28, 1980 in City Hall, Room 282.

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Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Also present were Sergeant Seybold of the Police Department, Inspector Raymond McDonnell of the Department of Public Works, Nancy Gin of the City Planning Department, a representative of the Public Health Department and Doris Levine, the board's official hearing reporter.

Request for rehearing from the City Planning Department regarding Appeal 8848, denying appellant 4/3/80 permit to alter a building at 944 Chestnut Street was granted for the next regular meeting on June 11, 1980.

The City Planning Department's request for rehearing concerning Appeal 8860 was denied for lack of motion.

The board voted unanimously to amend the stipulations as set forth in the meeting of May 14, 1980 and upon motion of President Guggenhime, a rehearing was denied Appeal No. 8881, a request for rehearing from the Department of Public Works.

Upon motion by Commissioner Jackson, the board unanimously voted to grant jurisdiction beyond the ten days to Joseph P. DiMaggio protesting issuance of permit to alter a building at 2144 Beach Street. A hearing is scheduled for Wednesday, June 4, 1980.

APPEAL NO. 8865

Robert C. Hansen, Appl. vs. S.F. Dept. Public Works, Resp.
Denying appellant 4/11/80 permit to alter building at 1347-5th Avenue.

The appellant appeared and Nancy Gin spoke for the City Planning Department. Upon motion made by President Guggenhime, the board overruled the department by a 4 to 1 vote.

APPEAL NO. 8852

Guido Zucconi, Appl. vs. S.F. Dept. Public Works, Resp.
Denying appellant 4/7/80 permit to alter a building at 455 Lisbon St.

Mr. Zucconi presented signed affidavits to the board and Nancy Gin spoke for City Planning. Upon motion by President Guggenhime, the board voted unanimously to overrule the department.

APPEAL NO. 8883

Kay Architect, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 4/29/80 to Heritage Properties, permit to erect a structure at Northeast corner of Greenwich and Southard.

Various neighbors spoke in behalf of the appellant, and the appellant appeared. Dan Solomon an architect for Heritage Properties presented his views in this matter. Upon motion by Vice President Engmann, the board voted unanimously to uphold the department, with President Guggenhime abstaining from the vote because of a conflict of interest.

Appeal No. 8867 was granted a continuance for the next regular meeting of June 11, 1980 at the request of the Department of Public Works.

APPEAL NO. 8887

Herman Berlandt, Appl. vs. S.F. Art Commission, Resp.
Imposition on 5/6/80 of 90-day suspension on permit as street artist.

Mr. Berlandt appeared and spoke before the board. Mr. Howard Lazar spoke for the Art Commission. The board voted unanimously to overrule the department with the following stipulation: that the 90-day suspension be reduced to 45 days commencing on October 1, 1980 through November 15, 1980.

Appeal No. 8890 was withdrawn by unanimous decision.

APPEAL NO. 8885

Xavier Jimenez, Appl. vs. S.F. Dept. Public Works, Resp.
Imposition on 5/8/80 of penalty for building work at 3115 Clement Street.

Mr. Jimenez appeared and Inspector Raymond McDonnell spoke for the Department of Public Works. In accordance with Building Code Sect. 303(a) and upon motion of President Guggenhime, the board voted unanimously to overrule the department and that the appellant pay the imposition of penalty.

APPEAL NO. 8889

E. C. Braun Co., Appl. vs. S.F. Dept. Public Works, Resp.
Imposition on 5/6/80 of penalty for installing boiler without permit.

Michael Lynch spoke for the appellant firm. After discussion and consideration of this appeal, in a unanimous decision, the board voted to overrule the department with the stipulation that the imposition of penalty and investigation fee be paid by the appellant firm.

APPEAL NO. 8879

William S. Rosetti, Appl. vs. S. F. Dept. Public Works, Resp.
Denying appellant 5/1/80 permit to alter a building at 3065 Clay Street.

Nancy Gin spoke for the City Planning Department and Mr. Rosetti spoke before the board. Motion to concur was made by Vice President Engmann, and the board voted unanimously to uphold the department with the following stipulation: that as long as the ground floor is occupied, it remain a rental unit.

APPEAL NO. 8888

Dorrit Egli, Appl. vs. S.F. Dept. Public Works, Resp.
Denying appellant permit to alter a building at 232-36 Divisadero Street.

The appellant appeared and Nancy Gin presented her department's views in this matter. In a 4 to 1 vote with Vice President Engmann voting to uphold, the board overruled the department with the following stipulation: prior to occupancy of the building, applicants of the code are to be applied immediately.

APPEAL NO. 8884

Thomas Wiseau, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 5/6/80 permit as peddler.

Mr. Wiseau spoke and Sergeant Seybold appeared in behalf of the Police Department. This appeal was denied for lack of the required four overrule votes and the following stipulations were set forth: that the permit is limited to only those items on the permit, and that Mr. Wiseau present to the board, a list of those items he wishes to sell should he request a rehearing.

APPEAL NO. 8818

Ronald Ernst, Appl. vs. S. F. Police Dept., Resp.
Denying appellant 2/5/80 permit for Adult Book Store at 4052-18th Street.

Speaking in support of the Police Department were Sergeant Seybold, Peter Fatooh, Forice Murphy of EVPA and Heide Chipp. Richard Wright, attorney for the appellant appeared, Mr. Ernst spoke, and a neighbor Robert Hendrix appeared in behalf of Mr. Ernst. After a resolution, motion was made by President Guggenhime, and the board voted to overrule the department with the following stipulation: that the hour of closing the book store be changed from 4:00 a.m. to 2:00 a.m., Monday through Sunday.

APPEAL NO. 8878

Robert A. Matheson, Appl. vs. S. F. Police Dept., Resp.
Imposition on 4/29/80 of 90-day suspension of permit as driver of a public vehicle.

The appellant spoke and Sergeant Seybold spoke for the Police Department. Upon motion by President Guggenhime, the board voted unanimously to overrule the department with the following stipulation: that suspension be reduced from 90 days to 30 days commencing on October 1, 1980 through November 1, 1980.

APPEAL NO. 8872

Jose A. Rodriquez, Appl. vs. S.F. Police Dept., Resp.
Denying appellant 5/15/80 permits for Cabaret and After-hours dancing at 600 Turk Street.

In support of the Police Department various neighbors presented their views in opposition of this appeal. Sergeant Seybold appeared in behalf of his department. Mr. Rodreguez, the appellant spoke. President Guggenhime made the motion to uphold the Police Department and the board voted unanimously to concur.

APPEAL NO. 8866

Charles Shepphard, Appl. vs. S. F. Police Dept., Resp.
Revocation on 11/6/79 of permit as driver of public vehicle.

The appellant appeared and Sergeant Seybold spoke for the Police Department. After discussion and consideration of this appeal, the board voted unanimously to overrule the department and stipulated that the permit be on a probationary basis for the first six months after reinstatement.

APPEAL NO. 8891

Steven Fink, Appl. vs. S.F. Dept. Public Health, Resp.
Appealing denial on food preparation and service establishment at 3933-24th Street.

A representative of the Health Department appeared. Various neighbors spoke in opposition, and Ron Hubermann presented facts of the moratorium on 24th Street. In a 4 to 0 vote, the board voted to concur and upheld the department in its denial of a permit.

APPEAL NO. 8892

Union St. Association, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 4/10/80 to Mel Weiss to erect a sign at 1875 Union St.

Members of the Union Street Association and various neighbors spoke in opposition. The appellant appeared. In a motion made by President Guggenhime, the board voted unanimously to uphold the Department of Public Works.

APPEAL NO. 8893

660-Third Street, Appl. vs. S.F. Dept. Public Works, Resp.
Denial on 5/5/80 permit for limited use of building located at 660-Third St.

Jonathan Ferdon spoke in behalf of the appellant. Inspector Raymond McDonnell presented his department's views. After hearing all the facts of this appeal, President Guggenhime made the motion to overrule the department with the board voting unanimously in favor of the motion.

APPEAL NO. 8529

Paramount Realty, Appl. vs. S.F. Dept. Public Works, Resp.
Denying appellant 5/4/79 permit to alter a building at 1700 Bush Street.

After reviewing this appeal, the board voted unanimously to concur and rescind, and to defer its previous vote.

There being no further business to come before the board, President Guggenhime announced adjournment at 12:45 A.M.

Richard J. Guggenhime, President

Philip J. Siggins, Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY - JUNE 4, 1980

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, June 4, 1980 in City Hall, Room 282.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Louis Giraudo

Absent: Commissioner Mattie J. Jackson

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Also present were Sergeant Michael Seybold and Officer West of the Police Department, Inspector Spears of the Department of Public Works, Dan Sullivan of the City Planning Department and Doris Levine, the board's official hearing reporter.

Appeal No. 8884, a request for rehearing from the appellant for peddler's permit was denied.

APPEAL NO. 8901

Joseph P. DiMaggio, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 4/21/80 permit to Jeffery Hsia to alter a building at 2144 Beach Street.

Attorney Jim Rilley appeared in behalf of the appellant. Inspector Spears represented the Department of Public Works and Dan Sullivan spoke for the City Planning Department. James Bow, attorney and Charles Flannery architect spoke for the permit holder. In a 3 to 1 vote, the board concurred in the granting of this permit.

APPEAL NO. 8871

Barbara & Jack Light, Appls. vs. S.F. Dept. Public Works, Resp.
Protesting issuance to Larry Stupskit permit to alter a building at 308 Maple St., and question of this board's jurisdiction.

This appeal was granted continuance until the meeting of June 11, 1980.

APPEAL NO. 8898

Bacchus Kirk, Appl. vs. S.F. Dept. Public Health, Resp.
Revocation 5/14/80 permit for food preparation and service establishment located at 925 Bush Street.

This appeal was granted continuance until the meeting of June 11, 1980.

APPEAL NO. 8897

Larry Glover, Appl. vs. S.F. Police Dept., Resp.
Denial of 5/16/80 peddler's permit at Southeast corner of Jefferson and Taylor Streets.

The appellant failed to appear. Sergeant Seybold and Officer West presented the views of the Police Department and the board voted unanimously to uphold the department and President Guggenhime stated that Mr. Glover could request a rehearing within the 10 days..

Appeal No. 8896 is continued until July 16, 1980.

APPEAL NO. 8894

Fanny's Restaurant, Appl. vs. S.F. Dept. Public Works, Resp.
Fire Dept. Disapproval
Denial of 5/2/80 permit to alter a building at 4230-18th Street.

This appeal was granted continuance until the next meeting of June 11, 1980.

APPEAL NO. 8895

Alexander & Irene Nikitin, Appls. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 5/16/80 permit to Kwok Wai Chan to alter a building at 1774-23rd Avenue.

By unanimous vote, the appeal was granted a continuance for the next meeting of June 11, 1980 and site inspection is scheduled for Monday, June 9, 1980 at 5:00 p.m.

APPEAL NO. 8900

Kvetoslav M. Zejdl, Appl. vs. S.F. Police Dept., Resp.
City Planning Disapproval
Denial on 5/28/80 permit for place of entertainment at 4300 Judah Street.

Sergeant Michael Seybold spoke for the Police Department, and Dan Sullivan appeared for City Planning. The appellants and various neighbors appeared. Upon motion made by President Guggenhime, the board voted unanimously to overrule the department with the following stipulation: that the music remain non-amplified.

APPEAL NO. 8899

Morris Krantz, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance 5/20/80 permit to Glen Kwan to alter a building at 134-32nd Avenue.

This appeal was granted a continuance until the next meeting of June 11, 1980. A site inspection is scheduled for Monday, June 9, 1980 at 5:45 p.m.

APPEAL NO. 8529

Paramount Realty, Appl. vs. S.F. Dept. Public Works, Resp.
Denying appellant 5/4/79 permit to alter a building at 1700 Bush Street.
Request to defer previous vote.

The board voted unanimously to rescind and defer its previous vote.

There being no further business to come before the board, President Guggenhime announced adjournment at 7:10 p.m.

Richard J. Guggenhime, President

Philip J. Siggins, Executive Director

MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

The following special meetings will be held at the named address on the date and time indicated.

APPEAL NO. 8895

ALEXANDER & IRENE NIKITIN, Appls. (Protesting issuance on 5/16/80
vs. (permit to Kwok Way Chan to alter
S.F. DEPT. OF PUBLIC WORKS, Resp. (a building at 1774-23rd Avenue
(SITE INSPECTION JUNE 9, 5:00 p.m.

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APPEAL NO. 8899

MORRIS KRANTZ, Appl. (Protesting issuance of 5/20/80
vs. (permit to Glen Kwan to alter a
S.F. DEPT. OF PUBLIC WORKS, Resp. (building at 134-32nd Avenue.
(SITE INSPECTION JUNE 9, 5:45 p.m.

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY - JUNE 11, 1980

Minutes

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, June 11, 1980, Room 282, City Hall.

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Present were: President Richard J. Guggenhime
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis Giraudo

Absent: Vice President Douglas J. Engmann

Also present were Captain Mahoney of the Fire Department, Inspector Raymond McDonnell of the Department of Public Works, Dan Sullivan of City Planning, Sergeant Seybold of the Police Department and Doris Levine, the Board's official hearing reporter.

Appeal No. 8883, request for rehearing from the Department of Public Works regarding denial on 5/5/80 permit for limited use of building located at 660-Third Street was denied.

Appeal No. 8864, denial on 4/15/80 permit to alter a building at 315 Grandview Avenue by the City Planning Department was denied.

A request for rehearing from appellant protesting issuance on 4/29/80 permit to erect a structure at northeast corner of Greenwhich and Southard was denied.

APPEAL NO. 8871

Barbara & Jack Light, Appls. vs. S.F. Dept. Public Works, Resp. Protesting issuance of permit to alter a building at 308 Maple Street and question of this board's jurisdiction.

The appellants did not appear. Upon motion of President Guggenhime, the board voted unanimously to uphold the Department of Public Works.

Appeal No. 8899 was granted a continuance until the next regular meeting of June 25, 1980.

APPEAL NO. 8895

Alexander and Irene Nikitin, Appls. vs. S.F. Dept. Public Works, Resp. Protesting issuance on 5/16/80 permit to Kwok Wai Chan to alter a building at 1774-23rd Street.

The appellants appeared. Fook See Lee, structural engineer spoke in behalf of the permit holder. Upon motion of President Guggenhime, the board voted unanimously to uphold the department.

Appeal No. 8867 was withdrawn by appellant.

APPEAL NO. 8904

cy Howard Cohen, Appl. vs. S.F. Dept. Public Works, Resp.
nial on 6/2/80 permit to alter a building at 1507 Masonic Avenue.

The appellant appeared and Inspector Raymond McDonnell spoke for the partment of Public Works. After consideration and discussion of the appeal, d upon motion of President Guggenhime, the board voted unanimously to overle the department with the following stipulation: that sidewalk is repaired required.

APPEAL NO. 8848

mitri M. Barton, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Disapproval
nying appellant 4/3/80 permit to alter a building at 944 Chestnut Street.

Mr. Barton, the appellant spoke. Dan Sullivan presented the views of ty Planning. Concerned and opposing neighbors also appeared. After conderable discussion, it was determined and voted unanimously by the board continue this appeal until the July 23, 1980 meeting.

APPEAL NO. 8898

cchus Kirk, Appl. vs. S.F. Dept. Public Health, Resp.
voking 5/14/80 permit for food preparation and service establishment located 925 Bush Street.

Representing the Department of Public Health was Gary Guilmain.
il Dillon appeared in behalf of the appellant. Upon motion made by President ggenhime, the board voted to overrule the department with the following ipulation: that all items listed 1 through 13 in letter from Department Public Health, dated 5/12/80 be in compliance of code no later than June , 1980; and that plumbing problems also be in compliance no later than ne 16, 1980.

APPEAL NO. 8902

orge P. McKnight, Appl. vs. S.F. Police Department, Resp.
nying appellant 5/20/80 permit for adult theater and adult book store at 3-6th Street.

Sergeant Seybold spoke for his department. The appellant appeared. The ard voted unanimously to overrule the department with the following stipulaon: that the hour of closing remain at 2:00 a.m.

Appeal No. 8894 was granted a continuance until the next regular meeting June 25, 1980. A site inspection is scheduled for June 17, 1980 at 4:00 p.m.

APPEAL NO. V8903

Barry Jekowsky, Appl. vs. S.F. Zoning Administrator, Resp.
Denial on 5/20/80 variance for property located at 4076-20th Street.

After hearing testimony from a neighbor, Mr. Lancaster, the board voted to accept jurisdiction beyond the 10 days, and granted a continuance of this appeal until the next regular meeting of June 25, 1980.

Appeal No. 8905 was granted a continuance until the next regular meeting of June 25, 1980. A site inspection was scheduled for June 17, 1980 at 4:45 p.m.

APPEAL NO. 8906

Ruth Cummings, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 5/28/80 to Kwok Wai Chan, permit to alter a building at 2939 Ulloa Street.

The appellant appeared, and Fook See Lee, agent for the permit holder spoke. In a 4 to 0 vote, the board upheld the department with the provisions of the following stipulation: that no bay windows or other additions be made.

There being no further business to come before the board, President Guggenhime adjourned the meeting at 7:10 p.m.

Richard J. Guggenhime, President

Philip J. Siggins, Executive Director

MEETING OF THE BOARD OF PERMIT APPEALS

CITY AND COUNTY OF SAN FRANCISCO

ne following special meeting will be held at the named address on the ate and time indicated.

APPEAL NO. 8894

FANNY'S RESTAURANT, Appl.
vs.
S.F. DEPT. PUBLIC WORKS, Resp.
S.F. FIRE DEPARTMENT DISAPPROVAL

(Denial on 5/2/80 permit to alter
(a building at 4230-18th Street.
(SITE INSPECTION JUNE 17, 1980 at
(4:00 P.M.

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APPEAL NO. 8905

PLANTON & HANNAH MATALLAS, Appls.
vs.
S.F. DEPT. PUBLIC WORKS, Resp.

(Protesting issuance on 5/28/80
(permit to Stephen Wanlass to al-
(ter a building at 1939-45th Ave.
(7910139 (7-14)
(SITE INSPECTION JUNE 17, 1980 at
(4:45 P.M.

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MINUTES OF THE BOARD OF PERMIT APPEALS MEETING
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, JUNE 25, 1980, RM.282

The regular meeting of the Board of Permit Appeals of the City and unty of San Francisco was held at 5:00 p.m. on Wednesday, June 25, 1980, om 282, City Hall.

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Present were: Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Absent: President Richard J. Guggenhime

Also present were Inspector Raymond McDonnell of the Department of Public rks, Captain James Mahoney of the Fire Department, Mr. Howard Lazar of the t Commission, Sergeant Michael Seybold of the Police Department, Dan Sullivan City Planning and Doris Levine, the board's official hearing reporter.

Appeal No. 8897, denying appellant 5/16/80 peddler's permit at South-st corner of Jefferson and Taylor Streets was granted a rehearing scheduled r July 16, 1980, per request of the appellant.

Appeal No. 8895, request for rehearing from appellants regarding issu-ce on 5/16/80 permit to alter a building at 1774-23rd Avenue was denied.

Appeal No. 8852, request for rehearing from the Department of City anning, denying permit on 4/7/80 to alter a building at 455 Lisbon Street, s denied.

Appeal No. 8888, request for rehearing from the Department of City anning denying appellant permit on 5/13/80 to alter a building located at 2-36 Divisadero Street was denied.

Appeal No. 8865, request for rehearing from the Department of City anning denying appellant 4/11/80 permit to alter a building at 1347-5th enue, was denied.

APPEAL NO. 8899

rris Krantz, Appl. vs. S.F. Dept. Public Works, Resp.
otesting issuance of 5/20/80 permit to alter a building at 134-32nd Avenue.

Mr. Krantz, the appellant spoke before the board and the permit holder, . Kwan also appeared. Ray McDonnell presented the views of his department. on motion of Vice President Engmann, the vote was 4 to 0 to uphold the de-rtment.

APPEAL NO. 8905

anton & Hannah Matallas, Appls. vs. S.F. Dept. Public Works, Resp.
otesting issuance on 5/28/80 permit to alter a building at 1939-45th Avenue.

The appellant and permit holder appeared. Ray McDonnell gave a brief csription of the regulations concerning remodeling and construction regarding ise abatement and hours per the Department of Public Works. Upon motion de be Vice President Engmann, the board voted unanimously to uphold the partment with the following stipulation: that the hours of remodeling and nstruction be restricted to 9:00 a.m. til 8:00 p.m., seven days per week.

APPEAL NO. 8894

nny's Restaurant, Appl. vs. S.F. Dept. Public Works, Resp.
S.F. Fire Dept. Disapproval
nial on 5/2/80 permit to alter a building at 4230-18th Street.

After hearing testimony from Captain Mahoney of the Fire Department, y McDonnell of Public Works and Rick Stokes, attorney for the appellant, was decided to extend jurisdiction in this matter and a continuance for aring was granted for July 23, 1980.

Appeals V8903 and V8919, both a denial and protest on the same variance 5/30/80 for property located at 4076-20th Street were scheduled a site spection on July 1, 1980 and these matters will be heard before the board July 23, 1980.

APPEAL NO. 8911

m Womack, Appl. vs. S.F. Art Commission, Resp.
position of three month suspension on 6/16/80 for Street Artist Certificate.

Howard Lazar appeared for the Art Commission, and the appellant spoke. on motion made by Commissioner Jackson, the board voted unanimously to errule the department with the following stipulation: the suspension be duced to 30 days commencing October 1, 1980 through November 1, 1980.

APPEAL NO. 8907

orge Tsintelis, Appl. vs. S.F. Police Dept., Resp.
vocation of 5/30/80 permit for mobile caterer stop at Spear and Markets Sts.

Sergeant Seybold and John Musser spoke in behalf of the department. m Nurris, attorney spoke in behalf of the appellant. Upon motion made by ce President Engmann, the board voted to uphold the department pursuant to de Sect. 17.2.

APPEAL NO. 8909

hn Brandi, Appl. vs. S.F. Police Dept., Resp.
spension commencing on 6/10/80 permit for driver of public vehicle.

The appellant appeared and Sergeant Seybold spoke for his department. on motion of Vice President Engmann, the board voted to uphold the de- rtment with the following stipulation: that the suspension be reduced om 60 days to 21 days commencing on July 11, 1980 with a probationary riod following the suspension.

APPEAL NO. 8908

e C. Hestor, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Commission
otesting issuance on 5/27/80 permit to alter a bldg. at 3700 California St.

Mr. Tonkel, attorney, represented Children's Hospital. Miss Hestor, e appellant appeared. Upon motion made be Commissioner Cerbatos, the ce was 3 to 1, with Vice President Engmann voting to overrule the department.

APPEAL NO. 8910

mes & Barbara Thomas, Appl. vs. S.F. Dept. Public Works, Resp.
otesting issuance on 5/30/80 permit to Kent Keigwin to alter a building at l Bella Vista Way.

Mrs. Thomas, the appellant spoke before the board. The permit holder, . Keigwin also appeared. Upon motion by Vice President Engmann, the board ced unanimously to uphold the department.

APPEAL NO. 8912

ances Miller, Appl. vs. S.F. Dept. Public Works, Resp.
otesting issuance on 6/9/80 permit to construct a building at 3136-38 Turk reet.

Harry Browning, attorney for the appellant appeared, and Mrs. Miller, e appellant spoke before the board. Ray McDonnell spoke for the Department Public Works. After consideration of all testimony, and upon motion of ce President Engmann, the board voted unanimously to uphold the department.

APPEAL NO. 8917

orge L. Bellinger, Appl. vs. S.F. Police Dept., Resp.
nial of 6/4/80 permit as driver of public vehicle.

Mr. Bellinger appeared and Sergeant Seybold spoke for the Police Depart- nt. Upon motion made be Vice President Engmann, the board voted 4 to 0 overrule the department.

APPEAL NO. 8914

afayette Jamerson, Appl. vs. S.F. Dept. Public Works, Resp.
enial of 6/11/80 permit to alter a building at 685-91 McAllister Street.

Mr. McDonnell of the Department of Public Works spoke. Mr. Jamerson, he appellant appeared and Woody Keyes of the San Francisco Redevelopment gency also appeared in his behalf. Upon motion made by Vice President ngmann, the board voted unanimously to overrule the department.

Appeal No. 8913 is continued until the next meeting of July 16, 1980.

APPEAL NO. 8915

aul & Gisele Huff, Appls. vs. S.F. Dept. Public Works, Resp.
rotesting issuance on 6/10/80 permit to alter a building at 114-27th Avenue.

Jerry Stern appeared in behalf of the appellants and Mr. Patrick Hallinan, oke in behalf of the permit holder. Upon motion made by Vice President ngmann, the board voted unanimously to uphold the department.

APPEAL NO. 8916

etty Robertson, Appl. vs. S.F. Dept. Public Works, Resp.
enial of 6/13/80 permit to alter a building at 1772-4 Jackson Street.

Raymond McDonnell represented the Department of Public Works. The ppellant appeared. Motion was made by Vice President Engmann, and the oard voted unanimously to overrule the department.

APPEAL NO. 8918

r. Cleon B. Kunz, Appl. vs. S.F. Dept. Public Works, Resp.
enial of 6/10/80 permit to alter a building at 2156 Leavenworth Street.

Raymond McDonnell spoke for his department. The permit holder's archi- ect appeared in Dr. Kunz' behalf. With the comment that a dry standpipe s not required, Vice President Engmann made the motion to overrule the epartment with the board voting unanimously 4 to 0. Mr. McDonnell stated hat his department will request a rehearing on this matter.

APPEAL NO. 8920

udith A. Scott, Appl. vs. S.F. Dept. Public Works, Resp.
enial of 6/13/80 permit to alter a building at 148-150 Corwin Street.

After consideration on all testimony from the appellant and the Depart- ent of Public Works representative, Mr. McDonnell, the board suggested that iss Scott present alternatives in the decision regarding an egress from the op floor of this property at the next meeting of July 16, 1980.

A ppeal No. 8921 has been continued to July 16, 1980.

APPEAL NO. 8922

ufina E. Acma, Appl. vs. S.F. Dept. Public Works, Resp.
mposition of 6/18/80 and refund of penalty paid for work at 895-46th Avenue.

Mrs. Acma, the appellant appeared before the board, and Raymond McDonnell poke for Public Works. Upon motion made by Vice President Engmann, the oard voted unanimously to overrule the department with the following stip-lation: that the penalty be waived and a refund of $976 be paid the appel-ant.

APPEAL NO. 8923

lair & Susan Horst, Appl. vs. S.F. Dept. Public Works, Resp.
rotesting issuance of 6/9/80 permit to erect a structure at 120 Whitney St.

Mr. Horst, the appellant appeared. Various neighbors also spoke in be-alf of the appellants. The premit holder presented his views to the board. ay McDonnell spoke for Public Works and Dan Sullivan spoke for City Planning. pon motion made be Vice President Engmann, the board voted unanimously to verrule the department with the following stipulation: that the appellants, he permit holder, the architect and the neighbors have a meeting to resolve he architectural and technical amenities involved.

APPEALS NO. 8454 & 8462

pse Marenco, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Disapproval
enial on 2/12/79 permit to alter a building at 81-83 Chula Lane.
RDER TO COMPLY WITH PEREMPTORY WRIT OF MANDAMUS.

In a unanimous decision, the board voted to uphold the department, and omply with the Peremptory Writ of Mandamus, Court No. 758-561.

APPEAL NO. 8585

onroe Beehler, Appl. vs. S.F. Police Dept., Resp.
enial of permit for theater and adult book store at 816 Larkin Street.

Phillip Moscone of the City Attorney's Office appeared. Mr. Bagley, ttorney spoke in behalf of the appellant. Upon motion made by Vice President ngmann, the board voted to overrule the department and to comply with the rder of Remand, Superior Court No. 756641.

There being no further business to come before the board, Vice President ngmann adjourned the meeting at 10:55 p.m.

D. Engmann

Douglas J. Engmann, Vice President

Claire C. Pilcher

Claire C. Pilcher, Executive Director

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MINUTES OF THE BOARD OF PERMIT APPEALS MEETING CITY AND COUNTY OF SAN FRANCISCO WEDNESDAY, JULY 16, 1980-RM. 282

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, July 16, 1980, Room 282, City Hall.

Present were: President Richard J. Guggenhime
Vice-President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Absent: Commissioner Louis J. Giraudo

Also present were Inspector Stanley Separs of the Department of Public Works, Captain James Mahoney of the Fire Department, Robert Passmore and Nancy Gin of the City Planning Department, Inspector Patricia Byrne of the Police Department and Doris Levine, the Board's official hearing reporter.

Appeal No. 8912, request for rehearing from appellant, protesting issuance on 6/9/80 permit to construct a building at 3136-38 Turk Street was denied for lack of motion.

Appeal No. 8914, request for rehearing from the Department of Public Works concerning denial of 6/11/80 permit to alter a building at 685-91 McAllister Street was granted for the meeting of August 6, 1980.

Appeal No. 8918, request for rehearing by the Department of Public Works concerning a denial of 6/10/80 permit to alter a building at 2156 Leavenworth Street was granted for the meeting of August 6, 1980.

Appeal No. 8827, request for rehearing by the Department of City Planning regarding denial of S.F. Zoning Administrator for a variance on property located at 1715 Castro Street was denied.

Appeal No. 8879, request for rehearing from the Department of City Planning regarding denial on 5/1/80 permit to alter a building at 3065 Clay Street was denied.

APPEAL NO. 8921

Ernest & Estelle Kiefer, Appls. vs. S.F. Dept. Public Works, Resp. Imposition of 6/16/80 penalty for work performed without a permit at 1663-37th Avenue.

Mrs. Kiefer appeared and Mr. Spears spoke in behalf of the Department of Public Works, indicating the Department's strong concern with the fire hazards in this case and similar instances where permits have not been filed. Upon motion of President Guggenhime, the vote was 4 to 0 to overrule the Department with the following stipulation: that Mrs. Kiefer pay the mandatory $53 fee, plus one half of the penalty $96.50 for a total of $149.50.

APPEAL NO. 8924

Pier 39 Games, Appl. vs. S.F. Dept. Public Health, Resp.
Denial on 6/10/80 permit for mobile food preparation unit.

This case has been continued until the next regular meeting of July 23, 1980.

APPEAL NO. 8931

Veterans Taxicab Co, Appl. vs. S.F. Police Department, Resp.
Granting application for a change of color scheme for taxicabs, and question of this Board's jurisdiction.

This case was withdrawn on July 7, 1980 per appellant's attorney.

APPEAL NO. 8928

Pacific Height's Residence Assoc. vs. S.F. Dept. Public Works, Resp.
& Sacramento Street Merchants Assoc.,
Appls.
Protesting issuance of permit on 6/24/80 to alter a building at 3296 Sacramento Street.

Mr. Jones appeared for the appellants. Robert Passmore represented the City Planning Department and Stan Spears spoke for the Department of Public Works. Upon motion made by President Guggenhime, the Board unanimously voted to overrule the Department and deny the permit.

APPEAL NO. 8930

Bertrand A. Orben, Appl. vs. S.F. Dept. Public Works, Resp.
Denial on 6/30/80 permit to alter a building at 3361 Market Street.

Mr. Orben the appellant appeared. Stan Spears spoke in behalf of the Department of Public Works. After discussion, the vote was 4 to 0 to overrule the Department with the stipulation that Mr. Orben install a sprinkler head inside and over the window, and install safety glass.

APPEAL NO. 8920

Judith A. Scott, Appl. vs. S.F. Dept. Public Works, Resp.
Denial of 6/13/80 permit to alter a building at 148-150 Corwin Street.

The appellant appeared and Inspector Spears represented the Department of Public Works. Commissioner Cerbatos made the motion which carried 4 to 0 that the Department be overruled with the stipulation that a ladder be provided from the second deck to the ground, or comply with the code.

APPEAL NO. 8926

Superior Redevelopment Corporation, vs. S.F. Dept. Public Works, Resp.
Appl. S.F. Fire Dept. Disapproval
Denial on 6/20/80 permit to alter a building at 2881-3 Mission Street.

Mr. de Anda appeared for the appellant and Captain Mahoney spoke for the Fire Department. The Board voted unanimously to overrule the Department with the stipulation that a steam flue and hood be installed in place of the brease hood and flue, and there be no grease cooking and that a sign be posted on the premises to this effect.

APPEAL NO. 8897

Larry Glover, Appl. vs. S.F. Police Department, Resp.
Denial on 5/16/80 peddler's permit at Southeast corner of Jefferson and Taylor Streets.

Inspector Patricia Byrne appeared for the Police Department and the appellant, Larry Glover appeared in his own behalf. Upon motion made be President Guggenhime, the vote was 4 to 0 to uphold the Department.

APPEAL NO. 8913

George & Vivian Hines, Appls. vs. S.F. Dept. Public Works, Resp.
City Planning Disapproval
Denial on 6/11/80 permit to alter a building at 330 Fredrick Street.

This matter was withdrawn per letter from appellants.

APPEAL NO. 8932

Anotnio Contreras, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Disapproval
Denial on 6/25/80 permit to alter a building at 133A Jules Avenue.

This matter is continued to the next meeting of July 23, 1980.
Site inspection is scheduled for July 21, 1980.

APPEAL NO. 8896

Lillian S. Tarantino, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance of 5/19/80 permit to alter a building at 2700 Pierce Street.

Attorney Michael Mendelsohn appeared for the appellant and Sanford Garfinkel, contractor, appeared for the permit holder. Upon motion made by President Guggenhime, the vote was 4 to 0 to uphold the Department, and the permit holder was instructed to remove the garbage from the roof which adjoins the appellant's property.

APPEAL NO. 8925

Steve Luker, Appl. vs. City Planning Department, Resp.
Denial of 6/13/80 permit to alter a building at 1201-19th Avenue.

Nancy Gin spoke for the City Planning Department and Attorney Jack Schwartz appeared in behalf of the appellant. The Board voted unanimously to overrule the Department.

APPEAL NO. 8935

Ja Un Cho, Appl. vs. S.F. Police Department, Resp.
Denial on 6/25/80 permit for massage establishment at 467 O'Farrell St.

Inspector Patricia Byrne appeared for the Police Department and Attorney Christopher Hall appeared on the behalf of the appellant. It was decided that this matter will be continued to the next meeting of July 23, 1980.

APPEAL NO. 8936

Linda Rae Lee, Appl. vs. S.F. Police Department, Resp.
Denial on 6/30/80 permit for mechanical amusement devices at 339 Eddy St.

The appellant did not appear, and the Board voted unanimously to uphold the Department.

APPEAL NO. 8927

Cesar Ascarrunz, Appl. vs. S.F. Police Department, Resp.
Denial of 6/16/80 permit for dance hall located at 3140 Mission Street.

Inspector Patricia Byrne appeared for the Police Department and Cesar Ascarrunz and Mr. Brady appeared for appellant. Neighbors James Pluth, Celia Topa and Tom Ness appeared in opposition to the appeal. After discussion of this matter, upon motion made by President Guggenhime, the board voted to uphold the Department.

APPEAL NO. 8934

William C. Robison, Appl. vs. S.F. Police Department, Resp.
City Planning Disapproval

Denial on 6/30/80 permit for Place of Entertainment of 1823 Union Street.

Continued to July 23, 1980 per request by appellant.

APPEAL NO. 8929

Mrs. Charles Stoneham, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 6/20/80 permit to alter a building at 62 Digby St.

Dr. Char, the permit holder appeared. The appellant did not appear and the Department was unanimously upheld.

APPEAL NO. V8933

Ronald Ernst, Appl. vs. S.F. Dept. of City Planning, Resp.
S.F. Zoning Administrator

Denial of variance for property located at 4052-54-56 - 18th Street.

After presentation of the City Attorney's opinion and extensive testimony by Richard Wright, attorney for appellant, Seth Curland, architect and Mr. Ernst the appellant, the Board voted 4 - 0 that it did not have jurisdiction to hear the appeal in that it was properly a matter to be heard under the conditional use procedures.

APPEAL NO. 8937

Willodean Babineau, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 7/3/80 permit to alter a building at 547 Arkansas St.

After extensive discussion and appearences by Mr. and Mrs. Babineau, Mrs. Baine, a neighbor; Dave Engelhard and Ralph Gigliello, architects for the permit holder, this appeal was continued to July 23, 1980 in order that a site inspection be held on Monday, July 21, 1980 at 4:30 p.m.

There being no further business to come before the Board, President Guggenhime adjourned the meeting at 10:15 P.M.

Richard J. Guggenhime, President

Claire C. Pilcher, Executive Director

MINUTES OF THE BOARD OF PERMIT APPEALS MEETING
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, JULY 23, 1980-RM.282

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, July 23, 1980, Room 282, City Hall.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

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Also present were Captain Mehan of the San Francisco Fire Department, Inspector Patricia Byrne and Inspector Mario Busalacchi, Officer Ray West, Central Station, Sergeant McCaulley of Richmond Station, Officer Badisko, David Rung of the National Park Service, Ray McDonnell of the Department of Public Works, Nancy Gin of City Planning and Doris Levine, the Board's offical hearing reporter.

Appeal No. V8933, request for rehearing from appellant, regarding denial by S.F. Zoning Administrator for a variance on property located at 4052-54-56 - 18th Street was denied.

APPEAL NO. 8924

Pier 39 Games, Appl. vs. S.F. Dept. of Public Health, Resp.
Denial on 6/10/80 permit for mobile food preparation unit.

The appellant and a representative of the San Francisco Public Health Department did not appear. Upon motion of President Guggenhime, the Board voted 4 to 0 to uphold the Department.

APPEAL NO. 8935

Ja Un Cho, Appl. vs. S.F. Police Department, Resp.
Denial on 6/25/80 permit for massage establishment at 467 O'Farrell Street.

Christopher Hall, attorney for the appellant appeared, and Inspector Patricia Byrne and Officer Ray West represented the Police Department. Inspector Busalacchi also spoke for the Police Department. Joe Hamilton a member of a neighboring church spoke in support of the Police. Upon motion of President Guggenhime, the Board voted unanimously to uphold the Department.

Appeal No. 8941 is continued to August 20, 1980 meeting. Testimony was heard from Mr. Morgan, attorney for appellant, the appellant, Officer Ray West, Officer Badisco and Inspector Byrne from the Police Department. The appellant will submit, in writing, the exact costs; kind of entertainment, and costs of food.

APPEAL NO. 8942

Peter Bournazos, Appl. vs. S.F. Police Department, Resp.
Denial on 7/11/80 peddler's permit, 50 feet from entrance of Cliff House.

Inspector Byrne and David Rung, National Park Service represented the Police Department's views. Mr. Cantalles, co-owner of the Cliff House appeared. Sergeant McCaulley of Richmond Station gave a brief statement regarding congestion and traffic problems at this location. Upon motion of President Guggenhime, the Board voted unanimously to uphold the Police Department.

APPEAL NO. 8939

Mario Delucchi, Appl. vs. S.F. Dept. of Public Works, Resp.
Denial on 7/11/80 permit to alter a building at 1611 Vallejo Street.

Ray McDonnell spoke for his department. Captain Mehan represented the Fire Department. The appellant appeared before the Board. The Board voted unanimously to overrule the Department of Public Works with the following stipulation: that both apartments on the first story facing Vallejo Street have sprinkler systems installed.

APPEAL NO. 8932

Antonio Contreras, Appl. vs. S.F. Dept. of Public Works, Resp.
City Planning Disapproval
Denial on 6/25/80 permit to alter a building at 133A Jules Avenue.

Nancy Gin spoke in behalf of City Planning, and Mr. Contreras the appellant also appeared. Upon review of the site inspection of this property, the Board voted 5 to 0 to uphold the Department.

APPEAL NO. 8894

Fanny's Restaurant, Appl. vs. S.F. Dept. of Public Works, Resp.
S.F. Fire Department Disapproval
Denial on 5/2/80 permit to alter a building at 4230-18th Street.

Commissioners Engmann and Cerbatos reported on the meeting they had with the architect. Mr. Stokes, attorney for the appellant appeared. Captain Mehan of the Fire Department presented his views and Ray McDonnell represented the Department of Public Works. Upon motion made by

President Guggenhime, the Board voted unanimously to overrule the Department with the following stipulations: (1) That appellants rebuild the rear stairs so as to conform to width, (44 inches) and pitch requirements for F-2 occupancy. (2) That appellants sprinkle the zone serving as a passageway which lies to the West of the building and to the North of the foyer (two sprinkler heads off the domestic service). (3) That appellants sprinkle the zone which lies beneath a canopy to the West side of the building and to the South of the foyer (two sprinkler heads off the domestic service). (4) That appellants sprinkle the zone occupied by the interior curving stairs (two sprinkler heads off the domestic service). (5) That appellants provide a second means of egress from the front of the second story. If such a means of egress is not practical or feasible, as an alternative to said second egress, the Board will accept sprinkling of the entire second story.

APPEAL NO. 8848

Dimitri M. Barton, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Department
Denial on 4/3/80 permit to alter a building at 944 Chestnut Street.

Mr. Barton appeared, and Mr. Keesling and Joh McNullis, attorney for opposing neighbors spoke. Inspector Lahane spoke for the Department of Public Works. The vote was 4 to 0 to overrule the department, with Commissioner Giraudo voting to uphold, with the following stipulations: notice of Special Restriction to be recorded by appellant stating that no additional dwelling units will be placed on the property; that the lot will not be subdivided unless the Planning Code permits an increase in density, and no additional alterations changing the exterior of the building be made for 60 years, or until two of the four adjacent property owners change their use from single family residences.

APPEAL NO. V 8903 AND APPEAL NO. V 8919

Barry Jekowsky, Appl. vs. S.F. Zoning Administrator, Resp.
Presley Lancaster, Appl. vs. S.F. Zoning Administrator, Resp.
Denial on 5/20/80 variance for property located at 4076-20th Street.

Both appeals were heard simulteanously; the site inspection of the property was discussed. Vice-President Engmann abstained from voting because of a possible conflict of interest. Sidney Shaw represented the Zoning Administrator and Audrey Rodgers, Chair, Dolores Heights Improvement Club spoke. Mr. Lancaster appeared and Mr. Gast, architect for the appellant appeared. Both appeals were concurred in unanimous decision by the Board with conditions as set forth in previous variances granted.

APPEAL NO. 8937

Willodean Babineau, Appl. vs. S.F. Dept. Public Works, Resp. Protesting issuance on 7/3/80 permit to alter a building at 547 Arkansas Street.

Mrs. Massagli, the permit holder appeared before the Board. Ralph Gigiello, architect, and Mrs. Baine a neighbor appeared in behalf of the permit holder. Mrs. Babineau the appellant spoke. Upon motion of President Guggenhime, the board voted unanimously to uphold the Department of Public Works.

Appeal No. 8941 is continued to August 20, 1980.

Appeal No. 8934 is continued to August 6, 1980.

Appeal No. 8938 is continued to August 6, 1980.

APPEAL NO. 8940

Phillip Morris, Appl. vs. S.F. Dept. Public Works, Resp. Protesting issuance on 7/3/80 permit to construct a building at 221-221A - 29th Street.

Mr. Morris the appellant appeared and Mr. McEvoy the permit holder and contractor presented plans to the Board. After consideration and discussion in this matter, President Guggenhime made the motion to uphold the Department and the vote was 5 to 0; unanimously upheld by the Board.

There being no further business to come before the Board, President Guggenhime adjourned the meeting at 10:00 p.m.

Richard J. Guggenhime, President

Claire C. Pilcher, Executive Director

MINUTES OF THE BOARD OF PERMIT APPEALS MEETING
CITY AND COUNTY OF SAN FRANCISCO
AUGUST 6, 1980, ROOM 282

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, August 6, 1980, Room 282, City Hall.

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Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

Also present were Inspector Stanley Spears of the Department of Public Works, Lt. O'Brien of the Fire Department, Sidney Shaw and Nancy Gin of the Department of City Planning, Gary Guilmain, representing the Public Health Department, Inspector Gregory Winters of the Police Department and Doris Levine, the Board's official hearing reporter.

Appeal No. 8939-request for rehearing from the Department of Public Works regarding a denial of permit to alter a building at 1611 Vallejo Street was denied for lack of motion.

Appeal No. 8894-request for rehearing by the Department of Public Works was granted upon the understanding that the attorney for appellant would be consulted should he wish to have a rehearing.

Appeal No. 8942-request for rehearing per appellant regarding a denial on 7/11/80 peddler's permit to Peter Bournazos was granted unanimously.

Petitions and Communications Received:

The Board declined to take jurisdiction beyond the ten-day appeal period, as requested by Mr. Gregory Gaar and Dorothy C. Clarke with regard to 75 Miraloma Drive, finding that proper posting of the property is within reason.

Appeal No. 8946 was withdrawn.

Appeal No. V8951 is continued to the August 13, 1980 meeting.

APPEAL NO. 8954

Stanley Roth, Appl. vs. S.F. Dept. of Public Health, Resp.
Denial on 7/11/80 permit to operate a pushcart for vending of pretzels at Longshoremen's Plaza, 400 North Point.

Inspector Guilmain of the Health Department represented his department's views and presented a list of stipulations which the Department requested as a minimum; the Department was unanimously overruled with the following stipulations: (1) Logo indicating firm's name affixed to both sides of cart; (2) Sales from the cart to be pretzels and their condiments only; (3) Cart to be enclosed on all sides with a door on one side only;(4) Cart to be located within five feet of trash receptacle; (5) A commissary to be provided for the proper storage of food items and cleaning of cart. (6) Cart may operate on Longshoremen's Plaza, 400 North Point, only. (7) Permit to be effective only for the present proprietor and not to be transferable, and to be issued in the name of Stanley Roth.

APPEAL NO. 8955

Pastor D.J. Williams, Appl. vs. S.F. Dept. Public Works, Resp.
S.F. Fire Dept. Disapproval
Denial of permit on 7/29/80 to erect a temporary tent at Third and Galvez Streets.

After comments by Inspector Spears of the Dept. of Public Works, and a representative of the Fire Department, the Board voted 5 - 0 to overrule the Department, with the following stipulations: (1) Full-time off-duty fireman to be present at all hours tent is in use; (2) No gas cooking or open flame permitted; (3) Four exits to be provided; (4) Portable fire extinguishers to be provided; (5) Tent to be inspected weekly; (6) Smoking not to be permitted in tent; (7) No heat in tent; (8) Dirt floor only; (9) Any hangings to be fire retardant; and (10) Tent to be flameproof according to California specifications.

APPEAL NO. 8934

William C. Robinson, Appl. vs. S.F. Police Department, Resp.
S.F. City Planning Disapproval
Denial on 6/30/80 permit for place of entertainment at 1823 Union St.

George Choppelas, attorney for appellants, stated that he wished to withdraw his appeal in order that the Police Department could rescind their action, in view of the fact that the matter should have been properly heard by the Dept. of City Planning. A number of neighborhood residents spoke in opposition to the permit, and after comments by all parties, including the Police Department, the matter was withdrawn.

APPEAL No. 8943

Marjean Balestrieri, Appl. vs. S.F.Dept. of Public Works, Resp.
S.F. Fire Dept. Disapproval
Denial on 7/17/80 permit to alter a building at 2445 Polk Street

After presentation by representatives of the two departments and this appellant, the board voted 5 - 0 to overrule the Department, with the stipulation that a fire alarm system be installed in accordance with Section 1310 of the Building Code; and that the lowest floor of occupancy be sprinklered in accordance with Table 5(d) of the Building Code.

APPEAL NO. 8944

Clemon Mitchell, Appl vs. S.F. Police Department, Resp.
Denial on 7/7/80 permits as a second-hand dealer and junk gatherer at 579 Hayes Street.

Inspector Winters of the Police Department spoke, as did the appellant and a number of neighborhood residents both in support of, and in opposition to the permits. The Board voted 4 - 1 to overrule the Department with the stipulation that the hours of operation be from 8:00 a.m. to 5:00 p.m., Monday through Saturday, and that collecting not be done on the premises, and that any junk was to be taken immediately to a disposal area, and not kept on the premises at any time. Mr. Mitchell is to report any drinking in front of his establishment to the Police immediately. Commissioner Engmann voted to uphold the Department. This permit is to be operable for six months, to be reviewed by the Police Department in six month.

APPEAL No. 8914

Lafayette Jamerson, Appl. vs. S.F. Dept. of Public Works, Resp.
Denial of 6/11/80 permit to alter a building at 685-91 McAllister Street.

Mr. Spears spoke for the department, and a letter from the Redevelopment Agency was presented. Emerson Stafford, the attorney for Appellant stated the appellant's position. After a long discussion, the Board unanimously overruled the Department's finding that this party did not fall within the intent of the fire rules.

APPEAL No. 8918

Dr. Cleon B. Kunz, Appl. vs. S.F. Dept. Public Works, Resp.

Mr. Spears spoke for the Department and Mr. Brandi, the attorney for the owner, presented their case. Commissioner Cerbatos moved

that the Department be overrulled as to the standpipe and fire-resistant deck material with the stipulation that the owner install a railing between the landing of the stairs and the deck.

APPEAL NO. 8945

ALVIN BAUM, Appl. vs. S.F. Department of Public Works
Denial on 7/18/80 permit to alter a building at 1379 Masonic Avenue.

Mr. Spears spoke on behalf of the Department and Dr. and Mrs. Riopelle, neighbors, spoke in opposition. Mr. Baum spoke in his own behalf. The decision was upheld by a vote of 5 - 0.

APPEAL NO. 8949

Gary Louie, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Disapproval
Denial on 7/9/80 permit to alter a building at 686-94 Lombard St., and question of this Board's jurisdiction.

Department was represented by Nancy Gin and Mr. Louie spoke for himself. After a lengthy discussion regarding the space behind the laundry, the Board voted unanimously to overrule the Department, with the stipulation that the living space remain only so long as it is used in conjunction with the laundry, and only so long as the store exists, and that the stipulation be recorded as a special restriction.

APPEAL NO. 8950

American Canvas Products, Appl. vs. S.F. Dept. Public Works, Resp.
City Planning Disapproval
Denial on 8/24/80 permit to install an awning at 900 Powell Street.

Nancy Gin spoke on behalf of the Department, and Michael Alioto gave the grounds for the appeal. The Board overruled the Department by a 4 - 1 vote, with Vice-Pres. Engmann voting to uphold, finding that the awning was merely replacing a worn, pre-existing awning and was not new.

APPEAL NO. V8952

SUN EI WONG, Appellant vs. S.F. ZONING ADMIN. Resp.
Denial of variance for property located at 183 Eureka Street -
Was continued to August 20, 1980 hearing.

APPEAL NO. 8953

Luis Alberti, Appl. vs. S.F. Dept. of Public Works, Resp.
City Planning Disapproval
Denial on 7/28/80 permit to alter a building at 242 Staples Avenue.

Rosalind Wolf represented the appellant as did the tenant, Mr. Hughes, who wanted to remain in the unit since it was accessible to him in his wheelchair. Nancy Gin represented the Department. The Board upheld the Department, but stayed the effective date of the order until Mr. Hughes moved out.

APPEAL NO. 8948

Elizabeth Ma, Appl. vs. S.F. Dept. of Public Works, Resp.
City Planning Disapproval

Denial on 7/21/80 permit to alter a building at 172 Raymond Street. Continued until August 13, 1980 Board meeting.

APPEAL NO. V8947

Gloria Toro-Burress, Appl. vs. S.F. Zoning Administrator, Resp.

Denial of variance on property located at 133 Stonecrest Drive. Sidney Shaw represented the Planning Department, Mrs. Toro-Burress, appellant and Dr. Fitzgerald spoke in support of the variance and the extension thereto. Mr. Applegate spoke in support of the appellant and Mr. Ruane spoke against any increase in the variance. After lengthy discussion, the Board voted unanimously to uphold the department.

APPEAL NO. 8938

Monica L. Heath, Appl. vs. S.F. Dept. Public Works, Resp.

Protesting issuance of permit on 1/16/80; suspension date 6/30/80 for property located at 1915 Sacramento St.
The protest appellant did not appear, and the Board concurred unanimously with the Department and ordered the permit granted.

APPEAL NO. 8956

Jack Schneider, Appl. vs. S.F. Dept. Public Works, Resp.
Protesting issuance on 7/28/80 permit to alter a building at 1267-69 Ninth Avenue.

Appeal was continued to August 20, 1980 meeting of the Board.

There being no further business to come before the Board, President Guggenhime adjourned the meeting at 10:35 p.m.

Richard J. Guggenhime, President

Claire C. Pilcher, Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, AUGUST 13, 1980-RM 282

The regular meeting of the Board of Permit Appeals of the City and County of San Francisco was held at 5:00 p.m. on Wednesday, August 13, 1980, Room 282, City Hall.

Present were: President Richard J. Guggenhime
Vice President Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson

Absent: Commissioner Giraudo

Also present were Lt. Inspector O'Brien of the Fire Department; Ray McDonnell of Public Works, and Nancy Gin and Roland Haney representing the Planning Department. Elin Benson, hearing reporter, substituted for Doris Levine, the Board's official hearing reporter.

Correspondence from Nelson Wild, attorney for the Paramount Realty Company was given to the Board by Claire Pilcher. This letter was to notify us that he had filed an appeal.

APPEAL No. 8894

FANNY'S RESTAURANT, Appl. vs. S.F. DEPT. PUBLIC WORKS, Resp. Denial on 5/21/80 permit for building located at 4230-18th Street. Raymond McDonnell of Dept. of Public Works and Lt. Inspector O'Brien of the Fire Department brought up a new list of Stipulations. Mr. Rick Stokes represented the appellant . It was also decided to incorporate Motion of Decision. The Board voted 4 - 0 to overturn the denial with the following stipulations:

STIPULATIONS: (1) That appellant sprinkler entire first floor and center staircase, and place sprinkler head at top of stairs. (2) that appellant rebuilds the rear stairs from the top floor to the yard so as to conform to width (44 inches) and pitch requirements for F-2 occupancy. (3) That appellant sprinkler the zone serving as a passageway which lies to the west of the building and to the north of the foyer (two sprinkler heads off the domestic service), and sprinkler all storage areas. (4) that appellants sprinkle the zone which lies beneath a canopy to the west side of the building and to the south of the foyer (two sprinkler heads off the domestic service). (5) That appellant sprinkler the zone occupied by the interior curving stairs (two sprinkler heads at top of stairs in lieu of closure at top of stairs. (6) All sprinklers are to be supervised by an approved Agency; (7) Plans are to be submitted to Bureau of Building Inspection.

APPEAL NO. 8960

RONALD A. KLEIN, Appl vs. S.F. DEPT. PUBLIC WORKS, Resp.
CITY PLANNING DISAPPROVAL

Denial on 8/1/80 permit to erect an awning at 3870 - 24th Street. Nancy Gin of the Planning Department asked if the awning was new or replacement. Mr. Klein admitted that this was a new awning which would enhance the looks of the area. President Guggenhime asked Claire Pilcher, Executive Director to help with legislative change in the wording of this law which at present prohibits awnings in residential areas. She agreed. The Board then voted 4 to 0 to concur with the Department.

APPEAL NO. 8948

ELIZABETH MA, Appl. vs. S.F. DEPT. PUBLIC WORKS, Resp.
CITY PLANNING DISAPPROVAL

Denial on 7/21/80 permit to alter a building at 172 Raymond Street. As there is a question of jurisdiction, this was continued to the meeting of September 3, 1980. There will be a site inspection August 26, 1980 at 5:00 p.m.

APPEAL NO. V8951

F. THEODORE KITT, Appl. vs. S.F. ZONING ADMINISTRATOR

Denial of variance for property located at 4521 - 17th Street Mr. Kitt could not be present as he is hospitalized. Mrs. Kitt appeared and the Zoning Administration was represented by Roland Hovey. This case is to be continued October 8, 1980 so that Mr. Kitt is able to be present.

APPEAL NO. 8961

MARIANNE J. KNUDSEN, Appl. vs. S.F. POLICE DEPT. Resp.

Denial on 7/30/80 permit as driver of a public vehicle. After discussion it was voted to overrule the department.

APPEAL NO. 8942

PETER BOURNAZOS, Appl. vs. S.F. POLICE DEPT. Resp.

Denial on 7/11/80 peddler's permit to operate fruit stand 50 feet from the entrance of the Cliff House. After some discussion as to the appropriateness of having a fruit stand so close to the Cliff House, the Board voted 4 - 0 to uphold the decision of the Department, and not grant Mt. Bournazos the peddler's permit.

APPEAL NO. 8958

NGO THI PHAM, Appl. vs. S.F. POLICE DEPT. Resp.

Revocation on 7/29/80 for masseuse permit as employee at Kim's Spa, 441 Stockton Street. The Appellant was represented by her attorney, James Murray. Several undercover policemen testified for the Department. It was voted by the Board(4 - 0) to overrule the Department with the stipulation that the appellant be placed on six months probation to be reviewed by the Police Department at the end of the six month period.

APPEAL NO. 8959

TRO THI TRUONG, Appl. vs. S.F. POLICE DEPT., Resp.
Revocation on 7/29/80 for masseuse permit as employee at Kim's Spa 441 Stockton Street. This appellant was represented by the same attorney, James Murray, who represented Ngo Thi Pham. The same arguments were stated and the same plainclothes men spoke for the Police Department. It was voted 4 - 0 by the Board to overrule the Department with the same stipulation that the appellant be placed on six months probation to be reviewed by the Police Department at the end of the six month period.

APPEAL NO. 8957

PAUL K. OEI, Appl. vs. S.F. POLICE DEPT. Resp.
Revocation on 7/29/80 permit to operate a massage establishment at 441 Stockton Street. Mr. Oei was represented by Attorney James Murray. Because Mr. OEI had been on probation for similar appeals and knew the importance of keeping closer supervision and records, it was voted 4 - 0 to uphold the department.

APPEAL NO. 8963

RICHARD CARN, Appl. vs. S.F. POLICE DEPT. Resp.
Protesting issuance of permit allowing the use of a loudspeaker on Market Street between Castro and Noe Streets on August 17, 1980.

Mr. Carn filed the protest in order to be sure that he received the permit before the date of the Castro St. Fair. After testimony against issuing the permit by several residents of the area, it was voted 4 - 0 to overrule the department with the stipulation that Rick Slick and the people in charge of the Fair be more answerable to the residents of the area.

There being no further business to come before the Board, president Guggenhime adjourned the meeting at 9:35 p.m.

Richard J. Guggenhime, President

Claire C. Pilcher, Executive Director

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MEETING OF THE BOARD OF PERMIT APPEALS
CITY AND COUNTY OF SAN FRANCISCO
WEDNESDAY, AUGUST 20, 1980

The meeting of the Board of Permit Appeals was called to order at 5:00 p.m. by Acting President Douglas J. Engmann.

PRESENT: (Acting President) Douglas J. Engmann
Commissioner Agripino R. Cerbatos
Commissioner Mattie J. Jackson
Commissioner Louis J. Giraudo

ABSENT: President Richard J. Guggenhime

Also present were: Alice Barkley of the City Attorney's Office; Sidney Shaw representing the Zoning Administrator; Gregory Winters and Dennis Martel from the San Francisco Police Department; and Doris Levine, the Board's official hearing reporter.

Submitted for consideration by Claire C. Pilcher, Executive Director was a letter from Linda Rae Lee, Appeal No. 8936. This appeal was scheduled for hearing at the Board's meeting of July 16, and the appellant was in jail at that time. She is now asking for a rehearing by the Board. Due to lack of motion the rehearing was denied.

A letter from Kenneth G. Hausman, regarding Appeal No. 8784, Alfred Wastlhuber, Appellant, was presented to the Board by Claire Pilcher. Mr. Hausman asked that the Board make sure that Mr. Wastlhuber adhere to the stipulations of his permit. The Board asked that this matter be calendared as a special item.

APPEAL NO. V8952

SUN EI WONG, Appellant vs. S.F. Zoning Administrator
Denial of variance for property located at 183 Eureka Street.

Alice Barkley, representing the City Attorney's office, pointed out that Section 305 of the City Code states that no variance will be granted which would amount to a reclassification of the property. Reclassification to R2 must be reserved for the Board of Supervisors. The Zoning Administrator was represented by Sidney Shaw. After much discussion the Board voted that it did not have jurisdiction over this matter, and upheld the Zoning Administrator unanimously (4-0).

APPEAL NO. 8968

HUYNH HEN THI GONZALES, Appel. vs. S. F. Police Dept., Resp.
Revocation of masseuse permit.

The Appellant was represented by her attorney, Christopher Hall.

The Police Department was represented by Gregory Winters and Dennis Martel. Acting President Engmann and Commissioner Cerbatos voted to overrule; Commissioners Jackson and Giraudo voted to concur, therefore, the Board voted 2 - 2 and the Appellant's masseuse permit was revoked.

APPEAL NO. 8964

SHARON SAENZ, Appellant vs. S.F. POLICE DEPT., Resp. Denial on August 5, 1980 of Masseuse permit. Gregory Winters spoke for the Police Department. Sharon Saenz represented herself. She had a letter dated 11/17/79 from her physician, stating that she would be unable to work for two months, therefore the day of her arrest was her first day on the job. The Board voted 4 - 0 to overrule the Department with the stipulation that the permit be issued for six months and the Police Department is to review it at that time.

APPEAL NO. 8941

JOHN BARRET, Appellant vs. S.F. POLICE DEPARTMENT, Resp. Denial on 7/7/80 of permit for cabaret, dance-hall keeper, place of entertainment and after-hours dancing at 181 Eddy Street. Gregory Winters represented the Police Department, and there was testimony by the Central City Neighborhood Association Reverend Ray Borchears, that permitting the opening of the 181 Club would be detrimental to the area, cause more traffic and much noise, especially if the Club operated after hours; and would be very disturbing to the Association's attempts to rehabilitate the Tenderloin and make it a more liveable place for the senior citizens and families with children. Charles Morgan, attorney for the 181 Eddy Club, stated that the Club had operated at that location for many years and had never been a problem; that Mr. Barrett had an excellent reputation and had made arrangements to comply with security and noise abatement regulations. He needed the after hours dancing permit for financial reasons. Much discussion ensued. The Board voted as follows:

1. Place of Entertainment - The Board voted unanimously for the issuance of this permit, overruling the Department, with the following stipulations:
   STIPULATIONS: The permit will be issued for a six-month period, and the police will check at that time to see that the noise abatement and security regulations have been followed.
2. Cabaret - The Board voted unanimously to overrule the Departmnt and to issue the permit with the same stipulations as for the Place of Entertainment.
3. After-Hours Dancing - The Board voted 4 - 0 to uphold the Department and NOT issue this permit.
4. Dance Hall Keeper - The Board voted 4 - 0 to uphold the Department and NOT issue this permit.

APPEAL NO. 8967

EARL S. KUHNS, Appellant vs. S.F. POLICE DEPARTMENT, Resp.
Denial on 8/11/80 application for adult theatre and adult book store permit at 141 Mason Street.

Gregory Winters represented the Police Department and Mr. Kuhns represented himself. After showing the Board that he had all the necessary electrical work finally approved, this case was taken off calendar and remanded to the Police Department.

APPEAL NO. 8956

JACK SCHNEIDER, Appellant vs. S.F. DEPARTMENT PUBLIC WORKS, Resp.
Protesting issuance on 7/28/80 of permit to alter building at 1267/69 - 9th Avenue.

Mr. Schneider testified that this permit would cause many problems for the area. He submitted a petition signed by neighbors, protesting the issuance of the permit. Mr. Aji, the proprietor of the business (skate and bicycle store), many neighbors, and the Inner Sunset Merchants Association told of the very efficient and clean operation of the business. The Board voted 4 - 0 to uphold the Department of Public Works and to issue the permit with the following stipulations:
STIPULATIONS: (1) Two benches and a common area will be maintained inside the store. (2) Lessee will maintain garbage cans in front of the store. (3) Signs asking his customers to respect the neighbors' properties will be posted.

APPEAL NO. 8966

NORMAN LECOINTRE, Appellant vs. S.F. DEPT. of PUBLIC WORKS, Resp.
Protesting issuance on 7/31/80 issuance to M.C.B. Properties permit to alter building at 1325 Columbus. After much discussion, the Board voted 4 - 0 to uphold the Department to issue the permit to the M.C.B. Properties.

As there was no further business to present to the Board, Acting-President Douglas Engmann adjourned the meeting at 8:35 p.m.

Douglas J. Engmann, Acting-President

Claire C. Pilcher, Executive Director

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